

---

**PRELIMINARY DRAFT**  
**No. 3759**

**PREPARED BY**  
**LEGISLATIVE SERVICES AGENCY**  
**2005 GENERAL ASSEMBLY**

---

DIGEST

**Citations Affected:** IC 20-38.

**Synopsis:** Title 20 recodification. Article 38 (new cite order).

**Effective:** July 1, 2005.



---

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

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

1 SECTION 1. IC 20-38 IS ADDED TO THE INDIANA CODE AS  
2 A NEW ARTICLE TO READ AS FOLLOWS [EFFECTIVE JULY 1,  
3 2005]:

4 **ARTICLE 38. EDUCATIONAL COMPACTS**

5 **Chapter 1. Interstate Agreement of Qualifications of**  
6 **Educational Personnel**

7 [20-1-17-1] Sec. 1. The following interstate agreement on  
8 qualification of educational personnel is hereby enacted into law and  
9 entered into by this state with all other states legally joining therein the  
10 interstate agreement in the form substantially as follows: the  
11 following form:

12 INTERSTATE AGREEMENT ON  
13 QUALIFICATION OF EDUCATIONAL PERSONNEL

14 Article 1 – Purpose, Findings, and Policy

15 1. The states party to this agreement, desiring by common action to  
16 improve their respective school systems by utilizing the teacher or  
17 other professional educational person wherever educated, declare that  
18 it is the policy of each of them, on the basis of cooperation with one  
19 another, to take advantage of the preparation and experience of such  
20 persons wherever gained, thereby serving the best interests of society,  
21 of education, and of the teaching profession. It is the purpose of this  
22 agreement to provide for the development and execution of such  
23 programs of cooperation as will facilitate the movement of teachers and  
24 other professional educational personnel among the states party to it,  
25 and to authorize specific interstate educational personnel contracts to  
26 achieve that end.

27 2. The party states find that included in the large movement of  
28 population among all sections of the nation are many qualified  
29 educational personnel who move for family and other personal reasons  
30 but who are hindered in using their professional skill and experience  
31 in their new locations. Variations from state to state in requirements for



1 qualifying educational personnel discourage such personnel from  
 2 taking the steps necessary to qualify in other states. As a consequence,  
 3 a significant number of professionally prepared and experienced  
 4 educators ~~is are~~ lost to our school systems. Facilitating the employment  
 5 of qualified educational personnel, without reference to their states of  
 6 origin, can increase the available educational resources. Participation  
 7 in this compact can increase the availability of educational manpower.  
 8 All contracts shall be subject to approval of the Indiana state board of  
 9 education.

#### 10 Article 2 – Definitions

11 As used in this agreement and contracts made pursuant to it, unless  
 12 the context clearly requires otherwise:

13 1. "Educational personnel" means persons who must meet  
 14 requirements pursuant to state law as a condition of employment in  
 15 educational programs.

16 2. "Designated state official" means the education official of a state  
 17 selected by that state to negotiate and enter into, on behalf of ~~his the~~  
 18 **individual's** state, contracts pursuant to this agreement.

19 3. "Accept", or any variant thereof, means to recognize and give  
 20 effect to one **(1)** or more determinations of another state relating to the  
 21 qualifications of educational personnel in lieu of making or requiring  
 22 a like determination that would otherwise be required by or pursuant  
 23 to the laws of a receiving state.

24 4. "State" means a state, territory, or possession of the United States;  
 25 the District of Columbia; or the Commonwealth of Puerto Rico.

26 5. "Originating state" means a state (and the subdivision thereof, if  
 27 any) whose determination that certain educational personnel are  
 28 qualified to be employed for specific duties in schools is acceptable in  
 29 accordance with the terms of a contract made pursuant to Article 3.

30 6. "Receiving state" means a state (and the subdivisions thereof)  
 31 which accept educational personnel in accordance with the terms of a  
 32 contract made pursuant to Article 3.

#### 33 Article 3 – Interstate Educational Personnel Contracts

34 1. The designated state official of a party state may make one **(1)** or  
 35 more contracts on behalf of ~~his the official's~~ state with one **(1)** or more  
 36 other party states providing for the acceptance of educational  
 37 personnel. Any such contract for the period of its duration shall be  
 38 applicable to and binding on the states whose designated state officials  
 39 enter into it, and the subdivisions of those states, with the same force  
 40 and effect as if incorporated in this agreement. A designated state  
 41 official may enter into a contract pursuant to this article only with states  
 42 in which ~~he the official~~ finds that there are programs of education,  
 43 certification standards, or other acceptable qualifications that assure  
 44 preparation or qualification of educational personnel on a basis  
 45 sufficiently comparable, even though not identical to that prevailing in  
 46 ~~his the official's~~ own state.



- 1           2. Any such contract shall provide for:
- 2           (a) Its duration.
- 3           (b) The criteria to be applied by an originating state in qualifying
- 4 educational personnel for acceptance by a receiving state.
- 5           (c) Such waivers, substitutions, and conditional acceptances as shall
- 6 aid the practical effectuation of the contract without sacrifice of basic
- 7 educational standards.
- 8           (d) Any other necessary matters.
- 9           3. No contract made pursuant to this agreement shall be for a term
- 10 longer than five (5) years but any such contract may be renewed for
- 11 like or lesser periods.
- 12           4. Any contract dealing with acceptance of educational personnel on
- 13 the basis of their having completed an educational program shall
- 14 specify the earliest date or dates on which originating state approval of
- 15 the program or programs involved can have occurred. No contract
- 16 made pursuant to this agreement shall require acceptance by a
- 17 receiving state of any persons qualified because of successful
- 18 completion of a program ~~prior to~~ **before** January 1, 1954.
- 19           5. The certification or other acceptance of a person who has been
- 20 accepted pursuant to the terms of a contract shall not be revoked or
- 21 otherwise impaired because the contract has expired or been
- 22 terminated. However, any certificate or other qualifying document may
- 23 be revoked or suspended on any ground which would be sufficient for
- 24 revocation or suspension of a certificate or other qualifying document
- 25 initially granted or approved in the receiving state.
- 26           6. A contract committee composed of the designated state officials
- 27 of the contracting states or their representatives shall keep the contract
- 28 under continuous review, study means of improving its administration,
- 29 and report no less frequently than once a year to the heads of the
- 30 appropriate education agencies of the contracting states.

31                           Article 4 – Approved and Accepted Programs

- 32           1. Nothing in this agreement shall be construed to repeal or
- 33 otherwise modify any law or regulation of a party state relating to the
- 34 approval of programs of educational preparation having effect solely
- 35 on the qualification of educational personnel within that state.
- 36           2. To the extent that contracts made pursuant to this agreement deal
- 37 with the educational requirements for the proper qualification of
- 38 educational personnel acceptance of a program of educational
- 39 preparation shall be in accordance with such procedures and
- 40 requirements as may be provided in the applicable contract.

41                           Article 5 – Interstate Cooperation

- 42           The party states agree that:
- 43           1. They will, so far as practicable, prefer the making of multilateral
- 44 contracts pursuant to Article 3 of this agreement.
- 45           2. They will facilitate and strengthen cooperation in interstate
- 46 certification and other elements of educational personnel qualification



1 and for this purpose shall cooperate with agencies, organizations, and  
 2 associations interested in certification and other elements of  
 3 educational personnel qualification.

4 Article 6 – Agreement Evaluation

5 The designated state officials of any party state may meet from time  
 6 to time as a group to evaluate progress under the agreement and to  
 7 formulate recommendations for changes.

8 Article 7 – Other Arrangements

9 Nothing in this agreement shall be construed to prevent or inhibit  
 10 other arrangements or practices of any party state or states to facilitate  
 11 the interchange of educational personnel.

12 Article 8 – Effect and Withdrawal

13 1. This agreement shall become effective when enacted into law by  
 14 two (2) states. Thereafter it shall become effective as to any state upon  
 15 its enactment of this agreement.

16 2. Any party state may withdraw from this agreement by enacting a  
 17 statute repealing the same, but no such withdrawal shall take effect  
 18 until one (1) year after the governor of the withdrawing state has given  
 19 notice in writing of the withdrawal to the governors of all other party  
 20 states.

21 3. No withdrawal shall relieve the withdrawing state of any  
 22 obligation imposed upon it by a contract to which it is a party. The  
 23 duration of contracts and the methods and conditions of withdrawal  
 24 therefrom shall be those specified in their terms.

25 Article 9 – Construction and Severability

26 This agreement shall be liberally construed so as to effectuate the  
 27 purposes thereof. The provisions of this agreement shall be severable  
 28 and if any phrase, clause, sentence, or provision of this agreement is  
 29 declared to be contrary to the constitution of any state or of the United  
 30 States, or the application thereof to any government, agency, person, or  
 31 circumstance is held invalid, the validity of the remainder of this  
 32 agreement and the applicability thereof to any government, agency,  
 33 person, or circumstance shall not be affected thereby. If this agreement  
 34 shall be held contrary to the constitution of any state participating  
 35 therein, the agreement shall remain in full force and effect as to the  
 36 state affected as to all severable matters.

37 [20-1-17-2] Sec. 2. ~~(a) Pursuant to the provisions of this agreement,~~  
 38 ~~The state superintendent, of public instruction, or some a person~~  
 39 ~~officially authorized to act in behalf of such the state superintendent,~~  
 40 ~~shall be is~~ the education official selected by this state to negotiate and  
 41 enter into, on behalf of this state, contracts pursuant to this under the  
 42 interstate agreement set forth in section 1 of this chapter. Such

43 ~~(b) The~~ designated education official, acting jointly with like  
 44 ~~similar~~ officers of other party states, shall have the power to  
 45 ~~promulgate may adopt~~ rules and regulations to carry out more  
 46 effectively the terms of the interstate agreement.



1 (c) The designated education official is ~~hereby~~ authorized,  
 2 empowered, and directed to cooperate with all departments, agencies,  
 3 and officers of ~~the~~ state government and its subdivisions in facilitating  
 4 the proper administration of the ~~compact or of any~~ following:

5 (1) **The interstate agreement.**

6 (2) A supplementary agreement ~~or agreements~~ entered into by this  
 7 state ~~thereunder~~. **under the interstate agreement.**

8 **Chapter 2. Compact for Education**

9 [20-11-1-1] Sec. 1. The following compact of education, which has  
 10 been negotiated by the representatives of the fifty (50) states, is ~~hereby~~  
 11 approved, ratified, adopted, enacted into law, and entered into by the  
 12 state ~~of Indiana~~ as a party ~~thereto~~ and a signatory state, namely:

13 COMPACT FOR EDUCATION

14 ARTICLE 1.

15 PURPOSE AND POLICY.

16 A. It is the purpose of this compact to:

17 1. Establish and maintain close cooperation and understanding  
 18 among executive, legislative, professional educational, and lay  
 19 leadership on a nationwide basis at the state and local levels.

20 2. Provide a forum for the discussion, development, crystallization  
 21 and recommendation of public policy alternatives in the field of  
 22 education.

23 3. Provide a clearinghouse of information on matters relating to  
 24 educational problems and how they are being met in different places  
 25 throughout the nation, so that the executive and legislative branches of  
 26 state government and of local communities may have ready access to  
 27 the experience and record of the entire country, and so that both lay and  
 28 professional groups in the fields of education may have additional  
 29 avenues for the sharing of experience and the interchange of ideas in  
 30 the formation of public policy in education.

31 4. Facilitate the improvement of state and local educational systems  
 32 so that all of them will be able to meet adequate and desirable goals in  
 33 a society which requires continuous qualitative and quantitative  
 34 advance in educational opportunities, methods and facilities.

35 B. It is the policy of this compact to encourage and promote local  
 36 and state initiative in the development, maintenance, improvement, and  
 37 administration of educational systems and institutions in a manner  
 38 which will accord with the needs and advantages of diversity among  
 39 localities and states.

40 C. The party states recognize that each of them has an interest in the  
 41 quality and quantity of education furnished in each of the other states,  
 42 as well as in the excellence of its own educational systems and  
 43 institutions, because of the highly mobile character of individuals  
 44 within the nation, and because the products and services contributing  
 45 to the health, welfare, and economic advancement of each state are  
 46 supplied in significant part by persons educated in other states.



ARTICLE 2.  
STATE DEFINED.

As used in this compact, "state" means a state, territory or possession of the United States, the District of Columbia, or the Commonwealth of Puerto Rico.

ARTICLE 3.  
THE COMMISSION.

A. The education commission of the states, hereinafter called "the commission," is hereby established. The commission shall consist of seven (7) members representing each party state. One (1) of such members shall be the governor; two (2) shall be members of the state legislature selected by its respective houses and serving in such manner as the legislature may determine; and four (4) shall be appointed by and serve at the pleasure of the governor, unless the laws of the state otherwise provide. If the laws of a state prevent legislators from serving on the commission, six (6) members shall be appointed and serve at the pleasure of the governor, unless the laws of the state otherwise provide. In addition to any other principles or requirements which a state may establish for the appointment and service of its members of the commission, the guiding principle for the composition of the membership on the commission for each party state shall be that the members representing such state shall by virtue of their training, experience, knowledge or affiliations be in a position collectively to reflect broadly the interests of the state government, higher education, the state education system, local education, lay and professional, public and nonpublic educational leadership. Of those appointees, one (1) shall be the head of a state agency or institution, designated by the governor, having responsibility for one (1) or more programs of public education. In addition to the members of the commission representing the party states, there may be not to exceed ten (10) nonvoting commissioners selected by the steering committee for terms of one (1) year. Such commissioners shall represent leading national organizations of professional educators or persons concerned with educational administration.

B. The members of the commission shall be entitled to one (1) vote each on the commission. No action of the commission shall be binding unless taken at a meeting at which a majority of the total number of votes on the commission are cast in favor thereof. Action of the commission shall be only at a meeting at which a majority of the commissioners are present. The commission shall meet at least once a year. In its bylaws, and subject to such directions and limitations as may be contained therein, the commission may delegate the exercise of any of its powers to the steering committee or the executive director, except for the power to approve budgets or requests for appropriations, and power to make policy recommendations pursuant to Article 4 and adoption of the annual report pursuant to Article 3(J).



1 C. The commission shall have a seal.

2 D. The commission shall elect annually, from among its members,  
3 a chairman, who shall be a governor, a vice chairman, and a treasurer.  
4 The commission shall provide for the appointment of an executive  
5 director. Such executive director shall serve at the pleasure of the  
6 commission, and together with the treasurer and such other personnel  
7 as the commission may deem appropriate shall be bonded in such  
8 amount as the commission shall determine. The executive director shall  
9 be secretary.

10 E. Irrespective of the civil service, personnel, or other merit system  
11 laws of any of the party states, the executive director subject to the  
12 approval of the steering committee shall appoint, remove or discharge  
13 such personnel as may be necessary for the performance of the  
14 functions of the commission, and shall fix the duties and compensation  
15 of such personnel. The commission in its bylaws shall provide for the  
16 personnel policies and programs of the commission.

17 F. The commission may borrow, accept, or contract for the services  
18 of personnel from any party jurisdiction, the United States, or any  
19 subdivision or agency of the aforementioned governments, or from any  
20 agency of two (2) or more of the party jurisdictions or their  
21 subdivisions.

22 G. The commission may accept for any of its purposes and functions  
23 under this compact any and all donations, and grants of money,  
24 equipment, supplies, materials, and services, conditional or otherwise,  
25 from any state, the United States, or any other governmental agency, or  
26 from any person, firm, association, foundation, limited liability  
27 company, or corporation, and may receive, utilize and dispose of the  
28 same. Any donation or grant accepted by the commission pursuant to  
29 this paragraph or services borrowed pursuant to ~~paragraph (f)~~ **Article**  
30 **3(F)** of this article shall be reported in the annual report of the  
31 commission. Such report shall include the nature, amount and  
32 conditions, if any, of the donation, grant, or services borrowed, and the  
33 identity of the donor or lender.

34 H. The commission may establish and maintain such facilities as  
35 may be necessary for the transacting of its business. The commission  
36 may acquire, hold, and convey real and personal property and any  
37 interest therein.

38 I. The commission shall adopt bylaws for the conduct of its business  
39 and shall have the power to amend and rescind these bylaws. The  
40 commission shall publish (in) its bylaws in convenient form and shall  
41 file a copy thereof and a copy of any amendment thereto, with the  
42 appropriate agency or officer in each of the party states.

43 J. The commission annually shall make to the governor and  
44 legislature of each party state a report covering the activities of the  
45 commission for the preceding year. The commission may make such  
46 additional reports as it may deem desirable.



## ARTICLE 4.

## POWERS.

In addition to authority conferred on the commission by other provisions of the compact, the commission shall have authority to:

1. Collect, correlate, analyze and interpret information and data concerning educational needs and resources.

2. Encourage and foster research in all aspects of education, but with special reference to the desirable scope of instruction, organization, administration, and instructional methods and standards employed or suitable for employment in public educational systems.

3. Develop proposals for adequate financing of education as a whole and at each of its many levels.

4. Conduct or participate in research of the types referred to in this article in any instance where the commission finds that such research is necessary for the advancement of the purposes and policies of this compact, utilizing fully the resources of national associations, regional compact organizations for higher education, and other agencies and institutions, both public and private.

5. Formulate suggested policies and plans for the improvement of public education as a whole, or for any segment thereof, and make recommendations with respect thereto available to the appropriate governmental units, agencies, and public officials.

6. Do such other things as may be necessary or incidental to the administration of any of its authority or functions pursuant to this compact.

## ARTICLE 5.

## COOPERATION WITH FEDERAL GOVERNMENT.

A. If the laws of the United States specifically so provide, or if administrative provision is made therefor within the federal government, the United States may be represented on the commission by not to exceed ten (10) representatives. Any such representative or representatives of the United States shall be appointed and serve in such manner as may be provided by or pursuant to federal law, and may be drawn from any one or more branches of the federal government, but no such representative shall have a vote on the commission.

B. The commission may provide information and make recommendations to any executive or legislative agency or officer of the federal government concerning the common educational policies of the states, and may advise with any such agencies or officers concerning any matter of mutual interest.

## ARTICLE 6.

## COMMITTEES.

A. To assist in the expeditious conduct of its business when the full commission is not meeting, the commission shall elect a steering committee of thirty-two (32) members which, subject to the provisions



1 of this compact and consistent with the policies of the commission,  
 2 shall be constituted and function as provided in the by-laws of the  
 3 commission. One-fourth (1/4) of the voting membership of the steering  
 4 committee shall consist of governors, one-fourth (1/4) shall consist of  
 5 legislators, and the remainder shall consist of other members of the  
 6 commission. A federal representative on the commission may serve  
 7 with the steering committee, but without vote. The voting members of  
 8 the steering committee shall serve for terms of two (2) years, except  
 9 that members elected to the first steering committee of the commission  
 10 shall be elected as follows: sixteen (16) for one (1) year and sixteen  
 11 (16) for two (2) years. The chairman, vice chairman, and treasurer of  
 12 the commission shall be members of the steering committee and,  
 13 anything in this paragraph to the contrary notwithstanding, shall serve  
 14 during their continuance in these offices. Vacancies in the steering  
 15 committee shall not affect its authority to act, but the commission at its  
 16 next regularly ensuing meeting following the occurrence of any  
 17 vacancy shall fill it for the unexpired term. No person shall serve more  
 18 than two (2) terms as a member of the steering committee; provided  
 19 that service for a partial term of one (1) year or less shall not be  
 20 counted toward the two (2) term limitation.

21 B. The commission may establish advisory and technical  
 22 committees composed of state, local, and federal officials, and private  
 23 persons to advise it with respect to any one (1) or more of its functions.  
 24 Any advisory or technical committee may, on request of the states  
 25 concerned, be established to consider any matter of special concern to  
 26 two (2) or more of the party states.

27 C. The commission may establish such additional committees as its  
 28 bylaws may provide.

## 29 ARTICLE 7.

### 30 FINANCE.

31 A. The commission shall advise the governor or designated officer  
 32 or officers of each party state of its budget and estimated expenditures  
 33 for such period as may be required by the laws of that party state. Each  
 34 of the commission's budgets of estimated expenditures shall contain  
 35 specific recommendations of the amount or amounts to be appropriated  
 36 by each of the party states.

37 B. The total amount of appropriation requests under any budget  
 38 shall be apportioned among the party states. In making such  
 39 apportionment, the commission shall devise and employ a formula  
 40 which takes equitable account of the populations and per capita income  
 41 levels of the party states.

42 C. The commission shall not pledge the credit of any party states.  
 43 The commission may meet any of its obligations in whole or in part  
 44 with funds available to it pursuant to Article 3(G) of this compact,  
 45 provided, that the commission takes specific action setting aside such  
 46 funds prior to incurring an obligation to be met in whole or in part in



1 such manner. Except where the commission makes use of funds  
 2 available to it pursuant to Article 3(G) thereof, the commission shall  
 3 not incur any obligation prior to the allotment of funds by the party  
 4 states adequate to meet the same.

5 D. The commission shall keep accurate accounts of all receipts and  
 6 disbursements. The receipts and disbursements of the commission shall  
 7 be subject to the audit and accounting procedures established by its  
 8 bylaws. However, all receipts and disbursements of funds handled by  
 9 the commission shall be audited yearly by a qualified public  
 10 accountant, and the report of the audit shall be included in and become  
 11 part of the annual reports of the commission.

12 E. The accounts of the commission shall be open at any reasonable  
 13 time for inspection by duly constituted officers of the party states and  
 14 by any persons authorized by the commission.

15 F. Nothing contained herein shall be construed to prevent  
 16 commission compliance with laws relating to audit or inspection of  
 17 accounts by or on behalf of any government contributing to the support  
 18 of the commission.

#### 19 ARTICLE 8.

#### 20 ELIGIBLE PARTIES;

#### 21 ENTRY INTO AND WITHDRAWAL.

22 A. This compact shall have as eligible parties all states, territories,  
 23 and possessions of the United States, the District of Columbia, and the  
 24 Commonwealth of Puerto Rico. In respect of any such jurisdiction not  
 25 having a governor, the term "governor," as used in this compact, shall  
 26 mean the closest equivalent official of such jurisdiction.

27 B. Any state or other eligible jurisdiction may enter into this  
 28 compact, and it shall become binding thereon when it has adopted the  
 29 same: Provided, That in order to enter into initial effect, adoption by at  
 30 least ten (10) eligible party jurisdictions shall be required.

31 C. Adoption of the compact may be either by enactment thereof or  
 32 by adherence thereto by the governor. ~~Provided, That~~ **However**, in the  
 33 absence of enactment, adherence by the governor shall be sufficient to  
 34 make his state a party only until December 31, 1967. During any period  
 35 when a state is participating in this compact through gubernatorial  
 36 action, the governor shall appoint those persons who, in addition to  
 37 himself, shall serve as the members of the commission from his state,  
 38 and shall provide to the commission an equitable share of the financial  
 39 support of the commission from any source available to him.

40 D. Except for a withdrawal effective on December 31, 1967, in  
 41 accordance with ~~paragraph C of this Article 8(C)~~, any party state may  
 42 withdraw from this compact by enacting a statute repealing the same,  
 43 but no such withdrawal shall take effect until one (1) year after the  
 44 governor of the withdrawing state has given notice in writing of the  
 45 withdrawal to the governors of all other party states. No withdrawal  
 46 shall affect any liability already incurred by or chargeable to a party



1 state prior to the time of such withdrawal.

2 ARTICLE 9.

3 CONSTRUCTION AND SEVERABILITY.

4 This compact shall be liberally construed so as to effectuate the  
5 purposes thereof. The provisions of this compact shall be severable and  
6 if any phrase, clause, sentence or provision of this compact is declared  
7 to be contrary to the constitution of any state or of the United States, or  
8 the application thereof to any government, agency, person, or  
9 circumstance is held invalid, the validity of the remainder of this  
10 compact and the applicability thereof to any government, agency,  
11 person or circumstance shall not be affected thereby. If this compact  
12 shall be held contrary to the constitution of any state participating  
13 therein, the compact shall remain in full force and effect as to the state  
14 affected as to all severable matters.

15 [20-11-1-3] Sec. 2. ~~Sec. 3:~~ In accordance with Article 3(I) of the  
16 compact for education adopted by the state under section 1 of this  
17 chapter, the governor shall appoint one (1) of the commissioners  
18 designated under section ~~5 4~~ of this chapter to file a copy of the bylaws  
19 adopted by the education commission of the states and any  
20 amendments to those bylaws with the office of the secretary of state.

21 [20-11-1-4] Sec. 3. ~~Sec. 4:~~ (a) Each ~~state~~ officer ~~of this state~~ shall  
22 do whatever is necessary within ~~each the~~ officer's respective  
23 jurisdiction in order to carry out the purposes of the compact for  
24 education adopted by ~~this the~~ state under this chapter.

25 (b) All officers, bureaus, or departments of state government shall  
26 furnish, upon the request of a commissioner designated under section  
27 ~~5 4~~ of this chapter, any information and data possessed by that officer,  
28 bureau, or department ~~which that~~ pertains to the policies and purposes  
29 of the compact for education.

30 [20-11-1-5] Sec. 4. ~~Sec. 5:~~ (a) In accordance with the compact for  
31 education adopted by ~~this the~~ state under this chapter, the following  
32 seven (7) individuals are designated to represent ~~Indiana the state~~ as  
33 commissioners on the education commission of the states:

34 (1) The governor.

35 (2) One (1) member of the ~~Indiana~~ senate appointed by the  
36 president pro tempore of the senate.

37 (3) One (1) member of the ~~Indiana~~ house of representatives  
38 appointed by the speaker of the house of representatives.

39 (4) Four (4) members appointed by the governor, and serving at  
40 the pleasure of the governor, each of whom, either in a  
41 professional or lay capacity, is:

42 (A) involved in the educational system in Indiana; or

43 (B) familiar with the educational needs and problems in  
44 Indiana.

45 (b) The commissioners designated in subsection (a) are not required  
46 to hold meetings. However, the governor may take whatever action is



1 necessary ~~in order~~ to ensure that ~~Indiana the state~~ is appropriately  
2 represented at the meetings or events sponsored by the education  
3 commission of the states.

4 (c) The commissioners designated in subsection (a) ~~are authorized~~  
5 ~~to may~~ exercise on behalf of the state the powers set forth under Article  
6 4 of the compact for education adopted by the state under section 1 of  
7 this chapter.

8 (d) Administrative and staff support for the commissioners shall be  
9 provided by the education policy office of the Indiana University  
10 School of Public and Environmental Affairs at Indiana  
11 University-Purdue University Indianapolis.

12 [20-11-1-6] Sec. 5. ~~Sec. 6:~~ (a) Each commissioner who is not a state  
13 employee is not entitled to the minimum salary per diem provided by  
14 IC 4-10-11-2.1(b). Such a member is, however, entitled to  
15 reimbursement for traveling expenses and other expenses actually  
16 incurred in connection with the member's duties, as provided in the  
17 state travel policies and procedures established by the department of  
18 administration and approved by the ~~state~~ budget agency.

19 (b) Each commissioner who is a state employee but who is not a  
20 member of the general assembly is entitled to reimbursement for  
21 traveling expenses and other expenses actually incurred in connection  
22 with the member's duties, as provided in the state travel policies and  
23 procedures established by the ~~Indiana~~ department of administration  
24 and approved by the ~~state~~ budget agency.

25 (c) Each commissioner who is a member of the general assembly is  
26 entitled to receive the same per diem, mileage, and travel allowances  
27 paid to members of the general assembly serving on interim study  
28 committees established by the legislative council.

