



STATE OF INDIANA

OFFICE OF THE ATTORNEY GENERAL

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July 2, 2021

RE: Annual Notification of School Employees' Rights Under Ind. Code § 20-29-5-6(c)

Dear Superintendent or Director:

On June 25, 2021, the Office of the Attorney General sent a letter regarding a bill requiring school employers to annually provide notification to school employees of the employee's right to cease payroll withholding of exclusive representative organization dues and to withdraw from that organization. That communication included an authorization for withholding form ("authorization form"). Ind. Code § 20-29-5-6(c) requires this authorization form to be used for any payroll deductions after July 1, 2021.

On June 30, 2021, the United States District Court, Southern District of Indiana issued an Order which preliminarily enjoins implementing, enforcing, administering, invoking, or giving any effect to Indiana Code § 20-29-5-6(c)-(d) as applied to existing dues deduction withholding agreements at issue in this litigation until after the 26th pay period of the 2020-2021 school year. Therefore, payroll deductions may continue using the current authorization withdrawal forms until that date. The Order additionally preliminarily enjoins the enforcement of Indiana Code § 20-29-5-6(c)(3) as to all new dues withholding authorization forms at issue in this litigation until further order of the Court. Therefore, a revised authorization form from the Office of the Attorney General is enclosed with this correspondence and is available on our website at <https://www.in.gov/attorneygeneral/about-the-office/advisory-and-opinions/>. You should use this revised authorization form in place of the previous form and until further notice.

If you have questions about the authorization form, you can contact the Attorney General's Office at info@atg.in.gov.

Sincerely,

A handwritten signature in black ink that reads "Todd Rokita".

Todd Rokita
Attorney General of Indiana