

PROPOSED AMENDMENT

HB 1423 # 25

DIGEST

IPEC matters. Includes the Indianapolis public education corporation (corporation) in the definition of "public agency" for purposes of the open door law. Removes the charter board as an authorizer for a charter school located within the geographic boundaries of a school city. Changes the composition of the corporation board to include the seven members of the board of school commissioners, and two members appointed by the mayor. Changes the term of office for appointed members of the corporation board from six years to four years. Removes certain provisions concerning school closure by the corporation board. Removes a provision allowing a participating school to opt out of participation in the management and control of school property by the corporation board.

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- 1 Page 2, between lines 24 and 25, begin a new paragraph and insert:
2 "SECTION 2. IC 5-14-1.5-2, AS AMENDED BY P.L.186-2025,
3 SECTION 57, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
4 UPON PASSAGE]: Sec. 2. For the purposes of this chapter:
5 (a) "Public agency", except as provided in section 2.1 of this
6 chapter, means the following:
7 (1) Any board, commission, department, agency, authority, or
8 other entity, by whatever name designated, exercising a portion of
9 the executive, administrative, or legislative power of the state.
10 (2) Any county, township, school corporation, city, town, political
11 subdivision, or other entity, by whatever name designated,
12 exercising in a limited geographical area the executive,
13 administrative, or legislative power of the state or a delegated
14 local governmental power.
15 (3) Any entity which is subject to either:
16 (A) budget review by either the department of local
17 government finance or the governing body of a county, city,
18 town, township, or school corporation; or
19 (B) audit by the state board of accounts that is required by
20 statute, rule, or regulation.
21 (4) Any building corporation of a political subdivision of the state
22 of Indiana that issues bonds for the purpose of constructing public
23 facilities.

- 1 (5) Any advisory commission, committee, or body created by
 2 statute, ordinance, or executive order to advise the governing
 3 body of a public agency, except medical staffs or the committees
 4 of any such staff.
- 5 (6) The Indiana gaming commission established by IC 4-33,
 6 including any department, division, or office of the commission.
- 7 (7) The Indiana horse racing commission established by IC 4-31,
 8 including any department, division, or office of the commission.
- 9 **(8) The Indianapolis public education corporation established**
 10 **by IC 20-25.3-3-1.**
- 11 (b) "Governing body" means two (2) or more individuals who are
 12 any of the following:
- 13 (1) A public agency that:
- 14 (A) is a board, a commission, an authority, a council, a
 15 committee, a body, or other entity; and
- 16 (B) takes official action on public business.
- 17 (2) The board, commission, council, or other body of a public
 18 agency which takes official action upon public business.
- 19 (3) Any committee appointed directly by the governing body or
 20 its presiding officer to which authority to take official action upon
 21 public business has been delegated. However, the following do
 22 not constitute a governing body for purposes of this chapter:
- 23 (A) An agent or agents appointed by the governing body to
 24 conduct collective bargaining on behalf of the governing body.
- 25 (B) A committee appointed directly by the governing body or
 26 a designee of the governing body:
- 27 (i) for the sole purpose of receiving information,
 28 deliberating, or making recommendations to the governing
 29 body; and
- 30 (ii) that has not more than one (1) member of the governing
 31 body as a member.
- 32 (c) "Meeting" means a gathering of a majority of the governing body
 33 of a public agency for the purpose of taking official action upon public
 34 business. It does not include any of the following:
- 35 (1) Any social or chance gathering not intended to avoid this
 36 chapter.
- 37 (2) Any on-site inspection of any:
- 38 (A) project;
- 39 (B) program; or
- 40 (C) facilities of applicants for incentives or assistance from the

- 1 governing body.
- 2 (3) Traveling to and attending meetings of organizations devoted
3 to betterment of government.
- 4 (4) A caucus.
- 5 (5) A gathering to discuss an industrial or a commercial prospect
6 that does not include a conclusion as to recommendations, policy,
7 decisions, or final action on the terms of a request or an offer of
8 public financial resources.
- 9 (6) An orientation of members of the governing body on their role
10 and responsibilities as public officials, but not for any other
11 official action.
- 12 (7) A gathering for the sole purpose of administering an oath of
13 office to an individual.
- 14 (8) Collective bargaining discussions that the governing body of
15 a school corporation engages in directly with bargaining
16 adversaries. This subdivision applies only to a governing body
17 that has not appointed an agent or agents to conduct collective
18 bargaining on behalf of the governing body as described in
19 subsection (b)(3).
- 20 (d) "Official action" means to:
- 21 (1) receive information;
- 22 (2) deliberate;
- 23 (3) make recommendations;
- 24 (4) establish policy;
- 25 (5) make decisions; or
- 26 (6) take final action.
- 27 (e) "Public business" means any function upon which the public
28 agency is empowered or authorized to take official action.
- 29 (f) "Executive session" means a meeting from which the public is
30 excluded, except the governing body may admit those persons
31 necessary to carry out its purpose. The governing body may also admit
32 an individual who has been elected to the governing body but has not
33 been sworn in as a member of the governing body.
- 34 (g) "Final action" means a vote by the governing body on any
35 motion, proposal, resolution, rule, regulation, ordinance, or order.
- 36 (h) "Caucus" means a gathering of members of a political party or
37 coalition which is held for purposes of planning political strategy and
38 holding discussions designed to prepare the members for taking official
39 action.
- 40 (i) "Deliberate" means a discussion which may reasonably be

1 expected to result in official action (defined under subsection (d)(3),
2 (d)(4), (d)(5), or (d)(6)).

3 (j) "News media" means all newspapers qualified to receive legal
4 advertisements under IC 5-3-1, all news services (as defined in
5 IC 34-6-2.1-131), and all licensed commercial or public radio or
6 television stations.

7 (k) "Person" means an individual, a corporation, a limited liability
8 company, a partnership, an unincorporated association, or a
9 governmental entity.

10 (l) "State educational institution" has the meaning set forth in
11 IC 21-7-13-32.

12 (m) "Charter school" has the meaning set forth in IC 20-24-1-4).
13 The term includes a virtual charter school (as defined in
14 IC 20-24-1-10).".

15 Page 9, delete line 5.

16 Page 9, line 6, delete "(2)" and insert "(1)".

17 Page 9, line 8, delete "(3)" and insert "(2)".

18 Page 11, delete lines 4 through 14, begin a new line block indented
19 and insert:

20 **"(1) The seven (7) members of the board of school**
21 **commissioners.**

22 **(2) Two (2) members appointed by the mayor who have:**

23 **(A) expertise in management, capital planning, facilities,**
24 **transportation, or logistics; or**

25 **(B) experience in working with vulnerable student**
26 **populations and communities."**

27 Page 11, line 20, delete "six (6)" and insert "**four (4)**".

28 Page 11, delete lines 26 through 33, begin a new paragraph and
29 insert:

30 **"(c) If there is a vacancy in the corporation board:**

31 **(1) the mayor shall fill the vacancy for the unexpired term of**
32 **a member described in section 2(b)(2) of this chapter; and**

33 **(2) the board of school commissioners shall fill the vacancy for**
34 **the unexpired term of a member described in section 2(b)(1)**
35 **of this chapter in accordance with IC 20-25-3-4(h)."**

36 Page 11, line 34, delete "(e)" and insert "(d)".

37 Page 11, line 34, after "board" insert "**appointed under section**
38 **2(b)(2) of this chapter"**.

39 Page 12, line 36, delete "consultant," and insert "**contractor**".

40 Page 13, delete lines 9 through 21, begin a new line double block

- 1 indented and insert:
- 2 **"(A) One (1) member appointed under section 2(b)(2) of**
- 3 **this chapter shall serve until July 1, 2029.**
- 4 **(B) One (1) member:**
- 5 **(i) appointed under section 2(b)(2) of this chapter; and**
- 6 **(ii) who is not a member described in clause (A);**
- 7 **shall serve until July 1, 2030."**
- 8 Page 13, line 39, after "year" insert ",".
- 9 Page 13, line 39, delete "and subject to".
- 10 Page 13, line 40, delete "section 6(b) of this chapter,".
- 11 Page 14, line 14, delete "that".
- 12 Page 14, line 15, delete "do not opt out under section 6(b) of this
- 13 chapter".
- 14 Page 18, delete lines 25 through 39.
- 15 Page 18, line 40, delete "(f)" and insert "(d)".
- 16 Page 19, line 27, delete "(a)".
- 17 Page 19, delete lines 34 through 42.
- 18 Page 20, delete lines 1 through 3.
- 19 Renumber all SECTIONS consecutively.
- (Reference is to HB 1423 as reprinted January 30, 2026.)