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SENATE BILL No. 200

Proposed Changes to introduced printing by AM020001

DIGEST OF PROPOSED AMENDMENT

State tuition support. Removes a provision concerning a state tuition support monthly distribution reduction.

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 20-26-5-4.1 IS ADDED TO THE INDIANA
2 CODE AS A NEW SECTION TO READ AS FOLLOWS
3 [EFFECTIVE JULY 1, 2026]: Sec. 4.1. (a) This section applies to a
4 vendor contract entered into, amended, or renewed after June 30,
5 2026.

6 (b) As used in this section, "choice of law provision" means a
7 provision, a clause, a covenant, or an agreement that is contained
8 in, collateral to, or affecting a vendor contract that purports to
9 make the vendor agreement subject to the laws of another state.

10 (c) As used in this section, "indemnity provision" means a
11 provision, a clause, a covenant, or an agreement that:

12 (1) is contained in, collateral to, or affecting a vendor
13 contract; and

14 (2) purports to indemnify, defend, or hold harmless, or has
15 the effect of indemnifying, defending, or holding harmless, a
16 vendor against liability for loss or damage resulting from:

17 (A) negligence;

18 (B) intentional acts; or

19 (C) omissions;

20 of the vendor or an agent, employee, servant, or independent
21 contractor that is directly responsible to the vendor.

2026

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(d) As used in this section, "vendor contract" means a contract between a governing body of a school corporation and a vendor in which the vendor promises to provide goods or services.

(e) Notwithstanding any other law, an indemnity provision in a vendor contract under this section is:

- (1) against public policy; and
- (2) void and unenforceable.

(f) Notwithstanding any other law, a choice of law provision in a vendor contract under this section is:

- (1) against public policy; and
- (2) void and unenforceable.

12 SECTION 2. IC 20-26-20-4, AS ADDED BY P.L.86-2020,
13 SECTION 5, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
14 JULY 1, 2026]: Sec. 4. **(a)** Upon request by an organization under
15 section 3 of this chapter, a public school shall provide at least **one (1)**
16 **time two (2) times** each school year, a day and time, which may be
17 during the school day **or at a time where a majority of students and**
18 **their families will be present on school property**, as approved by the
19 public school, for the representatives of the organization to provide
20 information to students on school property as described in section 3 of
21 this chapter.

26 (c) If the department determines a public school improperly
27 refused an organization under this section, the public school shall
28 be subject to a state tuition support monthly distribution reduction
29 of one thousand dollars (\$1,000) until the school allows the
30 organization to provide information to students on school property
31 as required by subsection (a). A public school is not entitled to
32 recover the state tuition support lost as a result of a reduction
33 described in this subsection.

