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## SENATE BILL No. 200

Proposed Changes to January 27, 2026 printing by AM020005

### DIGEST OF PROPOSED AMENDMENT

Automatic renewal provision. Provides that an automatic renewal provision contained in a vendor contract is against public policy and unenforceable.

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, "automatic renewal provision"**
- 7 **means a provision in a vendor contract that provides for the**
- 8 **automatic renewal of the contract unless the governing body of a**
- 9 **school corporation or the equivalent authority for a charter school**
- 10 **gives notice to the vendor that the school corporation or charter**
- 11 **school intends to terminate the vendor contract at the end of the**
- 12 **contract term.**
- 13 **[ (<b>[c]) As used in this section, "choice of law provision"**
- 14 **means a term within a vendor contract that subjects the vendor**
- 15 **contract to the laws of a state other than Indiana.**
- 16 **(<=>[d]) As used in this section, "indemnity provision" means**
- 17 **a provision, a clause, a covenant, or an agreement that:**
- 18 **(1) is contained in, collateral to, or affecting a vendor**
- 19 **contract; and**
- 20 **(2) purports to indemnify, defend, or hold harmless, or has**

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1 the effect of indemnifying, defending, or holding harmless, a  
 2 vendor against liability for loss or damage resulting from:  
 3 (A) negligence;  
 4 (B) intentional acts; or  
 5 (C) omissions;  
 6 of the vendor or an agent, employee, servant, or independent  
 7 contractor that is directly responsible to the vendor.  
 8 (~~e~~) As used in this section, "vendor contract" means a  
 9 contract between a governing body of a school corporation,  
 10 including a charter school (as defined in IC 20-24-1-4), and a  
 11 vendor in which the vendor promises to provide goods or services.  
 12 (~~f~~) Notwithstanding any other law, an indemnity  
 13 provision in a vendor contract under this section is:  
 14 (1) against public policy; and  
 15 (2) void and unenforceable.  
 16 (~~g~~) Notwithstanding any other law, a choice of law  
 17 provision in a vendor contract under this section is:  
 18 (1) against public policy; and  
 19 (2) void and unenforceable.  
 20 A vendor contract is only subject to the laws of the state of Indiana.  
 21 [ (h) Notwithstanding any other law, an automatic renewal  
 22 provision in a vendor contract under this section is:  
 23 (1) against public policy; and  
 24 (2) void and unenforceable.  
 25 ] SECTION 2. IC 20-26-20-4, AS ADDED BY P.L.86-2020,  
 26 SECTION 5, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE  
 27 JULY 1, 2026]: Sec. 4. (a) Upon request by an organization under  
 28 section 3 of this chapter, a public school shall provide at least ~~one~~ ~~(1)~~  
 29 ~~time~~ **two (2) times** each school year, a day and time, which may be  
 30 during the school day **or at a time where a majority of students and**  
 31 **their families will be present on school property**, as approved by the  
 32 public school, for the representatives of the organization to provide  
 33 information to students on school property as described in section 3 of  
 34 this chapter.  
 35 (b) An organization may submit a grievance to the  
 36 department, in a manner prescribed by the department, if a public  
 37 school refuses to allow an organization to provide information to  
 38 students on school property as required by subsection (a).

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