



# SENATE MOTION

MR. PRESIDENT:

**I move** that Senate Bill 239 be amended to read as follows:

- 1 Page 4, between lines 12 and 13, begin a new paragraph and insert:
- 2 "SECTION 4. IC 20-23-8-4, AS ADDED BY P.L.1-2005, SECTION
- 3 7, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1,
- 4 2026]: Sec. 4. As used in this chapter, "plan" means the manner in
- 5 which the governing body of a school corporation is constituted,
- 6 including the number, qualifications, length of terms, manner, and time
- 7 of selection, either by appointment or by election of the members of the
- 8 governing body, **or the conversion of a governing body under**
- 9 **section 26 of this chapter.**
- 10 SECTION 5. IC 20-23-8-17, AS ADDED BY P.L.1-2005,
- 11 SECTION 7, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
- 12 JULY 1, 2026]: Sec. 17. (a) The clerk shall create the form of notice of
- 13 the election and the ballot not more than thirty (30) days after receiving
- 14 the certification from the state board as required by section 15 **or 26** of
- 15 this chapter. The notice must:
- 16 (1) state the date when the election shall take place; and
- 17 (2) describe generally the plans to be voted upon.
- 18 (b) The text of the public question on the ballot must include a
- 19 description of the plan proposed, including:
- 20 (1) the number of members on the board;
- 21 (2) the number of electoral or resident member districts, if any;
- 22 (3) the number of at-large districts, if any;
- 23 (4) a general description of the geographical boundaries of the
- 24 districts, referring to civil boundaries where applicable or merely
- 25 general descriptions, such as the north half or north part of a civil
- 26 geographical district or the territory north of a geographical

boundary; and

(5) other information sufficient to distinguish a plan from other plans.

If the text of the public question includes a description of the plan regarding how the current board is organized, as required by subsection (d), the plan must be identified as the existing plan.

(c) If only one (1) plan is proposed, the ballot shall be prepared so that voters who wish to vote on the plan must cast either an affirmative vote or a negative vote.

(d) If more than one (1) plan is proposed, the plan organizing the governing body must appear on the ballot as an option. The text of the public question must include a description of the existing plan that meets the criteria specified in subsection (b). The ballot must be prepared so that voters who wish to vote on the plans may vote for only one (1) plan.

(e) The text of the public question must be placed on the ballot in the form prescribed by IC 3-10-9-4.

(f) Subject to IC 3-12-1, the notice or ballot is not invalid if there has been a good faith effort to comply with this section.

SECTION 6. IC 20-23-8-26 IS ADDED TO THE INDIANA CODE AS A NEW SECTION TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2026]: **Sec. 26. (a) Except as provided in subsection (b), a school corporation's elected or appointed governing body may not:**

**(1) be converted to an appointed advisory board;**

**(2) be converted to an appointed corporation; or**

**(3) delegate the governing body's authority to an appointed advisory board or an appointed corporation.**

**(b) A school corporation's governing body may be converted to an appointed advisory board or an appointed corporation, or may delegate its authority to an appointed advisory board or appointed corporation, only by a ballot initiative as described in subsection (c).**

**(c) A school corporation seeking to convert the corporation's governing body under subsection (b) may file a petition with the state board. Upon approval by the state board, the county election board of the county in which the school corporation is located shall create the form of notice of the election and the ballot as described in section 17 of this chapter, to be voted on at the next general election.**

**(d) If the ballot initiative described in subsection (c) is approved by not less than sixty-six percent (66%) of the voters, the school corporation's governing body may be converted.**

**(e) If a ballot initiative is approved as described under**

1 subsection (d), the legislative body of the municipality in which the  
2 school corporation is located must create a public engagement  
3 process to create the converted governing body.".

4 Renumber all SECTIONS consecutively.  
(Reference is to SB 239 as printed January 23, 2026.)

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Senator QADDOURA