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SENATE BILL No. 248

Proposed Changes to introduced printing by AM024801

DIGEST OF PROPOSED AMENDMENT

Study committee. Removes all language in the bill and urges the legislative council to assign to the interim study committee on education the task of studying the issue of South Bend Community school corporation governance.

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 20-23-8-5, AS AMENDED BY P.L.184-2023,~~
2 ~~SECTION 31, IS AMENDED TO READ AS FOLLOWS~~
3 ~~>[EFFECTIVE <UPON PASSAGE]: See. 5. As used in this chapter,~~
4 ~~"school corporation" means a local public school corporation>[JULY~~
5 ~~1, 2026] (a) The legislative council is urged to assign to the interim~~
6 ~~study committee on education] established <under the laws of~~
7 ~~Indiana. The term does not include a school corporation covered~~
8 ~~>by <IC 20-23-12.1, IC 20-23-17, or IC 20-23-17.2, or IC 20-23-20.~~
9 ~~— SECTION 2. IC 20-23-15-0.5 IS ADDED TO THE INDIANA~~
10 ~~CODE AS A NEW SECTION TO READ AS FOLLOWS~~
11 ~~>[EFFECTIVE UPON PASSAGE]: Sec. 0.5. This chapter does not~~
12 ~~apply to the>[IC 2-5-1.3-4 during the 2026 legislative interim, the~~
13 ~~task of studying the issue of] South Bend Community school~~
14 ~~corporation <after June 30, 2026. A member elected to the South~~
15 ~~Bend Community school corporation pursuant to this chapter~~
16 ~~before June 30, 2026, shall serve as a member of the South Bend~~
17 ~~Community school corporation advisory board pursuant to~~
18 ~~IC 20-23-20-5 until the member's term expires or until the~~
19 ~~member's term terminates under IC 20-23-20-6.~~

2026

IN 248—LS 6981/DI 152



DOCUMENT HAS NOT BEEN CHECKED FOR ACCURACY

1 ~~SECTION 3. IC 20-23-20 IS ADDED TO THE INDIANA
2 CODE AS A NEW CHAPTER TO READ AS FOLLOWS
3 [EFFECTIVE UPON PASSAGE]:~~

4 ~~Chapter 20. Appointment of Governing Body Members in
5 South Bend~~

6 ~~Sec. 1. As used in this chapter, "commission" means the
7 governing body nominating commission established by section 7 of
8 this chapter.~~

9 ~~Sec. 2. As used in this chapter, "fiscal body" has the meaning
10 set forth in IC 36-1-2-6.~~

11 ~~Sec. 3. IC 20-23-8 does not apply to the South Bend
12 Community school corporation or the governing body of the South
13 Bend Community school corporation.~~

14 ~~Sec. 4. (a) Beginning July 1, 2026, the governing body of the
15 South Bend Community school corporation consists of seven (7)
16 members appointed by the secretary of education from a list of
17 individuals nominated under section 9 of this chapter.~~

18 ~~(b) An individual appointed under this section serves a four (4)
19 year term.~~

20 ~~(c) A member of the governing body serves at the pleasure of
21 the appointing authority.~~

22 ~~(d) A member of the governing body may be reappointed to
23 successive terms.~~

24 ~~Sec. 5. The governing body serving on June 30, 2026, shall
25 become on July 1, 2026, an advisory board to the governing body
26 described in section 4 of this chapter. The members of the
27 governing body serving on June 30, 2026, shall on July 1, 2026,
28 become the members of the advisory board. Each member shall
29 serve on the advisory board until the term for which the member
30 was elected before July 1, 2026, expires or until the term
31 terminates under section 6 of this chapter. When the terms of all
32 members of the advisory board have expired, or terminated under
33 section 6 of this chapter, the advisory board is abolished. The
34 advisory board shall not possess any of the power and duties of the
35 governing body. A member of the advisory board may receive
36 compensation for serving on the advisory board.~~

37 ~~Sec. 6. (a) If an individual seeks a nomination for appointment
38 by the secretary of education to one (1) of the positions of the
39 governing body described in section 4 of this chapter, the following
40 apply:~~

41 ~~(1) An individual seeking a nomination for appointment by
42 the secretary of education to the governing body shall submit~~



1 a resume to the commission at a time and in a manner
 2 determined by the commission:
 3 (2) An individual described in this subsection must reside
 4 within the boundaries of St. Joseph County.
 5 (b) A member of the advisory board described in section 5 of
 6 this chapter may seek a nomination for appointment under
 7 subsection (a). However, an advisory board member's term shall
 8 immediately terminate upon seeking a nomination for
 9 appointment.
 10 Sec. 7. (a) There is established a governing body nominating
 11 commission.
 12 (b) The fiscal body shall provide all facilities, equipment,
 13 supplies, and services necessary for the administration of the duties
 14 imposed upon the commission. The members of the commission
 15 shall serve without compensation. However, the fiscal body shall
 16 reimburse members of the commission for their actual expenses
 17 incurred in performing their duties.
 18 Sec. 8. (a) The commission consists of the following nine (9)
 19 members:
 20 (1) One (1) member appointed by the mayor of South Bend,
 21 who resides within the boundaries of the South Bend
 22 Community school corporation.
 23 (2) One (1) member appointed by the St. Joseph County
 24 board of commissioners.
 25 (3) One (1) member appointed by the South Bend Education
 26 Alliance who resides within the boundaries of the South Bend
 27 Community school corporation.
 28 (4) One (1) member appointed by the Community
 29 Foundation of St. Joseph County.
 30 (5) One (1) member of the Ivy Tech Community College state
 31 board of trustees appointed by the Ivy Tech Community
 32 College state board of trustees.
 33 (6) One (1) member appointed by the South Bend Regional
 34 Chamber of Commerce, who resides within the boundaries
 35 of the South Bend Community school corporation.
 36 (7) One (1) member appointed by the South Bend-Elkhart
 37 Regional Partnership, who resides within the boundaries of
 38 the South Bend Community school corporation.
 39 (8) One (1) member appointed by the Home Builders
 40 Association of St. Joseph Valley, who resides within the
 41 boundaries of the South Bend Community school
 42 corporation.

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1 (9) One (1) member appointed by the South Bend Area
 2 Realtors Association, who resides within the boundaries of
 3 the South Bend Community school corporation.
 4 (b) A majority of the members appointed to the commission
 5 constitutes a quorum.
 6 (c) The members of the commission must reside within
 7 Indiana.
 8 (d) The individual appointed under subsection (a)(6) shall
 9 serve as the chairperson of the commission.
 10 (e) All appointments to the commission shall be made not later
 11 than April 1, 2026. This subsection expires January 1, 2027.
 12 Sec. 9. The commission shall:
 13 (1) meet at the call of the chairperson to consider the
 14 resumes submitted under section 6 of this chapter;
 15 (2) interview individuals for nomination at the commission's
 16 discretion;
 17 (3) nominate at least ten (10) candidates for consideration for
 18 appointment under section 4 of this chapter; and
 19 (4) submit the names of the individuals nominated under
 20 subdivision (3) to the secretary of education for
 21 consideration for appointment under section 4 of this
 22 chapter not later than June 1, 2026, and before June 1 of
 23 each year thereafter in which the term of an individual
 24 described in section 4 of this chapter expires.
 25 Sec. 10. (a) A vacancy in the office of a member of the
 26 governing body shall be filled as soon as practicable after the
 27 vacancy occurs in the same manner by the appointing authority.
 28 The commission shall nominate at least three (3) individuals per
 29 vacancy to the secretary of education for consideration for
 30 appointment. An individual filling a vacancy under this subsection
 31 serves until the expiration of the term of the member whose
 32 position the individual fills.
 33 (b) A vacancy in the office of a member of the commission
 34 shall be filled in the same manner by the appointing authority that
 35 appointed the member whose office is vacant.
 36 SECTION 4. An emergency is declared for this
 37 act. [governance]
 38 (b) This SECTION expires January 1, 2027.]

