



PREVAILED

Roll Call No. _____

FAILED

Ayes _____

WITHDRAWN

Noes _____

RULED OUT OF ORDER

HOUSE MOTION _____

MR. SPEAKER:

I move that Engrossed Senate Bill 1 be amended to read as follows:

- 1 Page 1, between the enacting clause and line 1, begin a new
- 2 paragraph and insert:
- 3 "SECTION 1. IC 3-5-2-48 IS AMENDED TO READ AS
- 4 FOLLOWS [EFFECTIVE JULY 1, 2015]: Sec. 48. "State office" refers
- 5 to **the following offices:**
- 6 (1) **The** governor.
- 7 (2) **The** lieutenant governor.
- 8 (3) **The** secretary of state.
- 9 (4) **The** auditor of state.
- 10 (5) **The** treasurer of state.
- 11 (6) **The** superintendent of public instruction.
- 12 (7) **The** attorney general.
- 13 (8) **A** justice of the supreme court.
- 14 (9) **A** judge of the court of appeals. ~~and~~
- 15 (10) **A** judge of the tax court.
- 16 (11) **For purposes of each election after December 31, 2015, a**
- 17 **member of the Indiana state board of education.**
- 18 SECTION 2. IC 3-8-1-33, AS AMENDED BY P.L.90-2012,
- 19 SECTION 1, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
- 20 JULY 1, 2015]: Sec. 33. (a) A candidate for an office listed in
- 21 subsection (b) must file a statement of economic interests.

(b) Whenever a candidate for any of the following offices is also required to file a declaration of candidacy or is nominated by petition, the candidate shall file a statement of economic interests before filing the declaration of candidacy or declaration of intent to be a write-in candidate, before the petition of nomination is filed, before the certificate of nomination is filed, or before being appointed to fill a candidate vacancy under IC 3-13-1 or IC 3-13-2:

(1) Governor, lieutenant governor, secretary of state, auditor of state, treasurer of state, attorney general, **member of the Indiana state board of education**, and state superintendent of public instruction, in accordance with IC 4-2-6-8.

(2) Senator and representative in the general assembly, in accordance with IC 2-2.1-3-2.

(3) Justice of the supreme court, judge of the court of appeals, judge of the tax court, judge of a circuit court, judge of a superior court, judge of a probate court, and prosecuting attorney, in accordance with IC 33-23-11-14 and IC 33-23-11-15.

(4) A candidate for a local office or school board office, in accordance with IC 3-8-9, except a candidate for a local office described in subdivision (3).

SECTION 3. IC 3-8-4-2 IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2015]: Sec. 2. (a) A political party shall conduct a state convention to nominate the candidates of the political party for the following offices to be voted on at the next general election:

(1) Lieutenant governor.

(2) Secretary of state.

(3) Auditor of state.

(4) Treasurer of state.

(5) Attorney general.

(6) Superintendent of public instruction.

(7) Member of the Indiana state board of education.

(b) The convention shall also:

(1) nominate candidates for presidential electors and alternate electors; and

(2) elect the delegates and alternate delegates to the national convention of the political party.

SECTION 4. IC 3-10-2-6, AS AMENDED BY P.L.230-2005, SECTION 38, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2015]: Sec. 6. The following public officials shall be elected in ~~2008~~ **2016** and every four (4) years thereafter:

(1) Governor.

(2) Lieutenant governor.

(3) Attorney general.

(4) Superintendent of public instruction.

(5) The five (5) members of the Indiana state board of education whose term of office begins the following January

1. However, at the 2016 general election, nine (9) members of the Indiana state board of education shall be elected as provided in IC 20-19-2-2.4.

SECTION 5. IC 3-10-2-7, AS AMENDED BY P.L.230-2005, SECTION 39, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2015]: Sec. 7. The following public officials shall be elected in ~~2006~~ **2014** and every four (4) years thereafter:

- (1) Secretary of state.
- (2) Auditor of state.
- (3) Treasurer of state.

(4) Beginning with the 2018 general election, the four (4) members of the Indiana state board of education whose term of office begins the following January 1.

SECTION 6. IC 3-11-2-12, AS AMENDED BY P.L.77-2014, SECTION 5, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2015]: : Sec. 12. The following offices shall be placed on the general election ballot in the following order after the public questions described in section 10(a) of this chapter:

- (1) Federal and state offices:
 - (A) President and Vice President of the United States.
 - (B) United States Senator.
 - (C) Governor and lieutenant governor.
 - (D) Secretary of state.
 - (E) Auditor of state.
 - (F) Treasurer of state.
 - (G) Attorney general.
 - (H) Superintendent of public instruction.
 - (I) United States Representative.
 - (J) Member of the Indiana state board of education.**
- (2) Legislative offices:
 - (A) State senator.
 - (B) State representative.
- (3) Circuit offices and county judicial offices:
 - (A) Judge of the circuit court, and unless otherwise specified under IC 33, with each division separate if there is more than one (1) judge of the circuit court.
 - (B) Judge of the superior court, and unless otherwise specified under IC 33, with each division separate if there is more than one (1) judge of the superior court.
 - (C) Judge of the probate court.
 - (D) Prosecuting attorney.
 - (E) Clerk of the circuit court.
- (4) County offices:
 - (A) County auditor.
 - (B) County recorder.
 - (C) County treasurer.

- 1 (D) County sheriff.
- 2 (E) County coroner.
- 3 (F) County surveyor.
- 4 (G) County assessor.
- 5 (H) County commissioner. This clause applies only to a county
- 6 that is not subject to IC 36-2-2.5.
- 7 (I) Single county executive. This clause applies only to a
- 8 county that is subject to IC 36-2-2.5.
- 9 (J) County council member.
- 10 (5) Township offices:
- 11 (A) Township assessor (only in a township referred to in
- 12 IC 36-6-5-1(d)).
- 13 (B) Township trustee.
- 14 (C) Township board member.
- 15 (D) Judge of the small claims court.
- 16 (E) Constable of the small claims court.
- 17 (6) City offices:
- 18 (A) Mayor.
- 19 (B) Clerk or clerk-treasurer.
- 20 (C) Judge of the city court.
- 21 (D) City-county council member or common council member.
- 22 (7) Town offices:
- 23 (A) Clerk-treasurer.
- 24 (B) Judge of the town court.
- 25 (C) Town council member.
- 26 SECTION 7. IC 4-2-6-1, AS AMENDED BY P.L.114-2012,
- 27 SECTION 7, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
- 28 JULY 1, 2015]: Sec. 1. (a) As used in this chapter, and unless the
- 29 context clearly denotes otherwise:
- 30 (1) "Advisory body" means an authority, a board, a commission,
- 31 a committee, a task force, or other body designated by any name
- 32 of the executive department that is authorized only to make
- 33 nonbinding recommendations.
- 34 (2) "Agency" means an authority, a board, a branch, a bureau, a
- 35 commission, a committee, a council, a department, a division, an
- 36 office, a service, or other instrumentality of the executive,
- 37 including the administrative, department of state government. The
- 38 term includes a body corporate and politic set up as an
- 39 instrumentality of the state and a private, nonprofit, government
- 40 related corporation. The term does not include any of the
- 41 following:
- 42 (A) The judicial department of state government.
- 43 (B) The legislative department of state government.
- 44 (C) A state educational institution.
- 45 (D) A political subdivision.
- 46 (3) "Appointing authority" means the following:

- 1 (A) Except as provided in clause (B), the chief administrative
 2 officer of an agency. The term does not include a state officer.
 3 (B) For purposes of section 16 of this chapter, "appointing
 4 authority" means:
 5 (i) an elected officer;
 6 (ii) the chief administrative officer of an agency; or
 7 (iii) an individual or group of individuals who have the
 8 power by law or by lawfully delegated authority to make
 9 appointments.
 10 (4) "Assist" means to:
 11 (A) help;
 12 (B) aid;
 13 (C) advise; or
 14 (D) furnish information to;
 15 a person. The term includes an offer to do any of the actions in
 16 clauses (A) through (D).
 17 (5) "Business relationship" includes the following:
 18 (A) Dealings of a person with an agency seeking, obtaining,
 19 establishing, maintaining, or implementing:
 20 (i) a pecuniary interest in a contract or purchase with the
 21 agency; or
 22 (ii) a license or permit requiring the exercise of judgment or
 23 discretion by the agency.
 24 (B) The relationship a lobbyist has with an agency.
 25 (C) The relationship an unregistered lobbyist has with an
 26 agency.
 27 (6) "Commission" refers to the state ethics commission created
 28 under section 2 of this chapter.
 29 (7) "Compensation" means any money, thing of value, or financial
 30 benefit conferred on, or received by, any person in return for
 31 services rendered, or for services to be rendered, whether by that
 32 person or another.
 33 (8) "Direct line of supervision" means the chain of command in
 34 which the superior affects, or has the authority to affect, the terms
 35 and conditions of the subordinate's employment, including
 36 making decisions about work assignments, compensation,
 37 grievances, advancements, or performance evaluation.
 38 (9) "Employee" means an individual, other than a state officer,
 39 who is employed by an agency on a full-time, a part-time, a
 40 temporary, an intermittent, or an hourly basis. The term includes
 41 an individual who contracts with an agency for personal services.
 42 (10) "Employer" means any person from whom a state officer or
 43 employee or the officer's or employee's spouse received
 44 compensation. For purposes of this chapter, a customer or client
 45 of a self-employed individual in a sole proprietorship or a
 46 professional practice is not considered to be an employer.

(11) "Financial interest" means an interest:

- (A) in a purchase, sale, lease, contract, option, or other transaction between an agency and any person; or
- (B) involving property or services.

The term includes an interest arising from employment or prospective employment for which negotiations have begun. The term does not include an interest of a state officer or employee in the common stock of a corporation unless the combined holdings in the corporation of the state officer or the employee, that individual's spouse, and that individual's unemancipated children are more than one percent (1%) of the outstanding shares of the common stock of the corporation. The term does not include an interest that is not greater than the interest of the general public or any state officer or any state employee.

(12) "Information of a confidential nature" means information:

- (A) obtained by reason of the position or office held; and
- (B) which:
 - (i) a public agency is prohibited from disclosing under IC 5-14-3-4(a);
 - (ii) a public agency has the discretion not to disclose under IC 5-14-3-4(b) and that the agency has not disclosed; or
 - (iii) is not in a public record, but if it were, would be confidential.

(13) "Person" means any individual, proprietorship, partnership, unincorporated association, trust, business trust, group, limited liability company, or corporation, whether or not operated for profit, or a governmental agency or political subdivision.

(14) "Political subdivision" means a county, city, town, township, school district, municipal corporation, special taxing district, or other local instrumentality. The term includes an officer of a political subdivision.

(15) "Property" has the meaning set forth in IC 35-31.5-2-253.

(16) "Relative" means any of the following:

- (A) A spouse.
- (B) A parent or stepparent.
- (C) A child or stepchild.
- (D) A brother, sister, stepbrother, or stepsister.
- (E) A niece or nephew.
- (F) An aunt or uncle.
- (G) A daughter-in-law or son-in-law.

For purposes of this subdivision, an adopted child of an individual is treated as a natural child of the individual. For purposes of this subdivision, the terms "brother" and "sister" include a brother or sister by the half blood.

(17) "Represent" means to do any of the following on behalf of a person:

- 1 (A) Attend an agency proceeding.
- 2 (B) Write a letter.
- 3 (C) Communicate with an employee of an agency.
- 4 (18) "Special state appointee" means a person who is:
- 5 (A) not a state officer or employee; and
- 6 (B) elected or appointed to an authority, a board, a
- 7 commission, a committee, a council, a task force, or other
- 8 body designated by any name that:
- 9 (i) is authorized by statute or executive order; and
- 10 (ii) functions in a policy or an advisory role in the executive
- 11 (including the administrative) department of state
- 12 government, including a separate body corporate and politic.
- 13 (19) "State officer" means any of the following:
- 14 (A) The governor.
- 15 (B) The lieutenant governor.
- 16 (C) The secretary of state.
- 17 (D) The auditor of state.
- 18 (E) The treasurer of state.
- 19 (F) The attorney general.
- 20 (G) The superintendent of public instruction.
- 21 **(H) Beginning January 1, 2017, a member of the Indiana**
- 22 **state board of education.**
- 23 (20) The masculine gender includes the masculine and feminine.
- 24 (21) The singular form of any noun includes the plural wherever
- 25 appropriate.
- 26 (b) The definitions in IC 4-2-7 apply throughout this chapter.
- 27 SECTION 8. IC 4-2-6-8, AS AMENDED BY P.L.23-2011,
- 28 SECTION 2, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
- 29 JULY 1, 2015]: Sec. 8. (a) The following persons shall file a written
- 30 financial disclosure statement:
- 31 (1) **The following:**
- 32 **(A) The governor.**
- 33 **(B) The lieutenant governor.**
- 34 **(C) The secretary of state.**
- 35 **(D) The auditor of state.**
- 36 **(E) The treasurer of state.**
- 37 **(F) The attorney general. and**
- 38 **(G) The state superintendent of public instruction.**
- 39 **(H) Beginning January 1, 2017, a member of the Indiana**
- 40 **state board of education. A candidate for election to be a**
- 41 **member of the Indiana state board of education at the 2016**
- 42 **general election shall also file a written financial disclosure**
- 43 **statement as provided in this section.**
- 44 (2) Any candidate for one (1) of the offices in subdivision (1) who
- 45 is not the holder of one (1) of those offices.
- 46 (3) Any person who is the appointing authority of an agency.

(4) The director of each division of the department of administration.

(5) Any purchasing agent within the procurement division of the department of administration.

(6) Any agency employee, special state appointee, former agency employee, or former special state appointee with final purchasing authority.

(7) The chief investment officer employed by the Indiana public retirement system.

(8) Any employee of the Indiana public retirement system whose duties include the recommendation, selection, and management of:

(A) the investments of the funds administered by the Indiana public retirement system;

(B) the investment options offered in the annuity savings accounts in the public employees' retirement fund and the Indiana state teachers' retirement fund;

(C) the investment options offered in the legislators' defined contribution plan; or

(D) investment managers, investment advisors, and other investment service providers of the Indiana public retirement system.

(9) An employee required to do so by rule adopted by the inspector general.

(b) The statement shall be filed with the inspector general as follows:

(1) Not later than February 1 of every year, in the case of the state officers and employees enumerated in subsection (a).

(2) If the individual has not previously filed under subdivision (1) during the present calendar year and is filing as a candidate for a state office listed in subsection (a)(1), before filing a declaration of candidacy under IC 3-8-2 or IC 3-8-4-11, petition of nomination under IC 3-8-6, or declaration of intent to be a write-in candidate under IC 3-8-2-2.5, or before a certificate of nomination is filed under IC 3-8-7-8, in the case of a candidate for one (1) of the state offices (unless the statement has already been filed when required under IC 3-8-4-11).

(3) Not later than sixty (60) days after employment or taking office, unless the previous employment or office required the filing of a statement under this section.

(4) Not later than thirty (30) days after leaving employment or office, unless the subsequent employment or office requires the filing of a statement under this section.

The statement must be made under affirmation.

(c) The statement shall set forth the following information for the preceding calendar year or, in the case of a state officer or employee

1 who leaves office or employment, the period since a previous statement
2 was filed:

3 (1) The name and address of any person known:

4 (A) to have a business relationship with the agency of the state
5 officer or employee or the office sought by the candidate; and

6 (B) from whom the state officer, candidate, or the employee,
7 or that individual's spouse or unemancipated children received
8 a gift or gifts having a total fair market value in excess of one
9 hundred dollars (\$100).

10 (2) The location of all real property in which the state officer,
11 candidate, or the employee or that individual's spouse or
12 unemancipated children has an equitable or legal interest either
13 amounting to five thousand dollars (\$5,000) or more or
14 comprising ten percent (10%) of the state officer's, candidate's, or
15 the employee's net worth or the net worth of that individual's
16 spouse or unemancipated children. An individual's primary
17 personal residence need not be listed, unless it also serves as
18 income property.

19 (3) The names and the nature of the business of the employers of
20 the state officer, candidate, or the employee and that individual's
21 spouse.

22 (4) The following information about any sole proprietorship
23 owned or professional practice operated by the state officer,
24 candidate, or the employee or that individual's spouse:

25 (A) The name of the sole proprietorship or professional
26 practice.

27 (B) The nature of the business.

28 (C) Whether any clients are known to have had a business
29 relationship with the agency of the state officer or employee or
30 the office sought by the candidate.

31 (D) The name of any client or customer from whom the state
32 officer, candidate, employee, or that individual's spouse
33 received more than thirty-three percent (33%) of the state
34 officer's, candidate's, employee's, or that individual's spouse's
35 nonstate income in a year.

36 (5) The name of any partnership of which the state officer,
37 candidate, or the employee or that individual's spouse is a member
38 and the nature of the partnership's business.

39 (6) The name of any corporation (other than a church) of which
40 the state officer, candidate, or the employee or that individual's
41 spouse is an officer or a director and the nature of the
42 corporation's business.

43 (7) The name of any corporation in which the state officer,
44 candidate, or the employee or that individual's spouse or
45 unemancipated children own stock or stock options having a fair
46 market value in excess of ten thousand dollars (\$10,000).

1 However, if the stock is held in a blind trust, the name of the
 2 administrator of the trust must be disclosed on the statement
 3 instead of the name of the corporation. A time or demand deposit
 4 in a financial institution or insurance policy need not be listed.

5 (8) The name and address of the most recent former employer.

6 (9) Additional information that the person making the disclosure
 7 chooses to include.

8 Any such state officer, candidate, or employee may file an amended
 9 statement upon discovery of additional information required to be
 10 reported.

11 (d) A person who:

12 (1) fails to file a statement required by rule or this section in a
 13 timely manner; or

14 (2) files a deficient statement;

15 upon a majority vote of the commission, is subject to a civil penalty at
 16 a rate of not more than ten dollars (\$10) for each day the statement
 17 remains delinquent or deficient. The maximum penalty under this
 18 subsection is one thousand dollars (\$1,000).

19 (e) A person who intentionally or knowingly files a false statement
 20 commits a Class A infraction.

21 SECTION 9. IC 4-3-6-2 IS AMENDED TO READ AS FOLLOWS
 22 [EFFECTIVE JULY 1, 2015]: Sec. 2. ~~As used in~~ **The following**
 23 **definitions apply throughout** this chapter:

24 (1) "Agency" means any executive or administrative department,
 25 commission, council, board, bureau, division, service, office,
 26 officer, administration, or other establishment in the executive or
 27 administrative branch of the state government not provided for by
 28 the constitution. ~~The term~~ "Agency" does not include ~~the~~
 29 **following:**

30 (A) The secretary of state.

31 (B) The auditor of state.

32 (C) The treasurer of state.

33 (D) The lieutenant governor.

34 (E) The state superintendent of public instruction. ~~and~~

35 (F) The attorney general. ~~nor~~

36 (G) **A member of the Indiana state board of education.**

37 (H) The departments of which ~~they~~ **any of the officers listed**
 38 **in clauses (A) through (G)** are, by the statutes first adopted
 39 setting out their duties, the administrative heads.

40 (2) "Reorganization" means:

41 (A) the transfer of the whole or any part of any agency, or of
 42 the whole or any part of the functions thereof, to the
 43 jurisdiction and control of any other agency;

44 (B) the abolition of all or any part of the functions of any
 45 agency;

46 (C) the consolidation or coordination of the whole or any part

1 of any agency, or of the whole or any part of the functions
2 thereof, with the whole or any part of any other agency or the
3 functions thereof;

4 (D) the consolidation or coordination of any part of any agency
5 or the functions thereof with any other part of the same agency
6 or the functions thereof;

7 (E) the authorization of any officer to delegate any of ~~his~~ **the**
8 **officer's** functions; or

9 (F) the abolition of the whole or any part of any agency which
10 agency or part does not have, or upon the taking effect of a
11 reorganization plan will not have, any functions.

12 SECTION 10. IC 5-8-3.5-1 IS AMENDED TO READ AS
13 FOLLOWS [EFFECTIVE JULY 1, 2015]: Sec. 1. (a) An officer who
14 wants to resign shall give written notice of the officer's resignation as
15 follows:

16 (1) The governor and lieutenant governor shall notify the
17 principal clerk of the house of representatives and the principal
18 secretary of the senate to act in accordance with Article 5, Section
19 10 of the Constitution of the State of Indiana. The clerk and the
20 secretary shall file a copy of the notice with the office of the
21 secretary of state.

22 (2) A member of the general assembly shall notify the following,
23 whichever applies:

24 (A) A member of the senate shall notify the president pro
25 tempore of the senate.

26 (B) A member of the house of representatives shall notify the
27 speaker of the house of representatives.

28 (3) The following officers ~~commissioned by the governor under~~
29 ~~IC 4-3-1-5~~ shall notify the governor:

30 (A) An elector or alternate elector for President and Vice
31 President of the United States.

32 (B) The **following officers:**

33 (i) **The** secretary of state.

34 (ii) **The** auditor of state.

35 (iii) **The** treasurer of state.

36 (iv) **The** superintendent of public instruction. ~~or~~

37 (v) **The** attorney general.

38 (vi) **After December 31, 2016, a member of the Indiana**
39 **state board of education.**

40 (C) An officer elected by the general assembly, the senate, or
41 the house of representatives.

42 (D) A justice of the Indiana supreme court, judge of the
43 Indiana court of appeals, or judge of the Indiana tax court.

44 (E) A judge of a circuit, city, county, probate, superior, town,
45 or township small claims court.

46 (F) A prosecuting attorney.

- 1 (G) A circuit court clerk.
- 2 (H) A county auditor, county recorder, county treasurer,
- 3 county sheriff, county coroner, or county surveyor.
- 4 (4) An officer of a political subdivision (as defined by
- 5 IC 36-1-2-13) other than an officer listed in subdivision (3) shall
- 6 notify the circuit court clerk of the county containing the largest
- 7 percentage of population of the political subdivision.
- 8 (5) An officer not listed in subdivisions (1) through (4) shall
- 9 notify the person or entity from whom the officer received the
- 10 officer's appointment.
- 11 (b) A person or an entity that receives notice of a resignation and
- 12 does not have the power to fill the vacancy created by the resignation
- 13 shall, not later than seventy-two (72) hours after receipt of the notice
- 14 of resignation, give notice of the vacancy to the person or entity that
- 15 has the power to:
- 16 (1) fill the vacancy; or
- 17 (2) call a caucus for the purpose of filling the vacancy."
- 18 Page 2, delete lines 6 through 42, begin a new paragraph and insert:
- 19 "SECTION 11. IC 20-18-2-19, AS ADDED BY P.L.1-2005,
- 20 SECTION 2, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
- 21 JULY 1, 2015]: Sec. 19. "State board" refers to the Indiana state board
- 22 of education established by:
- 23 (1) before January 1, 2017, IC 20-19-2-2; and
- 24 (2) after December 31, 2016, IC 20-19-2-2.1.
- 25 SECTION 12. IC 20-19-2-2, AS ADDED BY P.L.1-2005,
- 26 SECTION 3, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
- 27 JULY 1, 2015]: Sec. 2. (a) The Indiana state board of education is
- 28 established. The state board consists of:
- 29 (1) the state superintendent; and
- 30 (2) ten (10) members appointed by the governor.
- 31 (b) The following provisions apply to members of the state board
- 32 appointed by the governor:
- 33 (1) At least four (4) of the members must be actively employed in
- 34 the schools in Indiana and hold a valid teaching license.
- 35 (2) At least one (1) member must be appointed from each
- 36 congressional district in Indiana.
- 37 (3) Not more than six (6) members of the state board may be
- 38 appointed from the membership of any one (1) political party.
- 39 (4) The term of office of a member begins on July 1. Except as
- 40 provided in subdivision (5), the term of office of a member is four
- 41 (4) years.
- 42 (5) The governor may dismiss a member for just cause.
- 43 (6) The governor may appoint a member to fill a vacancy
- 44 occurring on the state board. A member appointed under this
- 45 subdivision serves for the remainder of the unexpired term.
- 46 (c) A quorum consists of six (6) members of the state board. An

1 action of the state board is not official unless the action is authorized
2 by at least six (6) members.

3 (d) The state superintendent serves as chairperson of the state board.

4 **(e) This section expires January 1, 2017.**

5 SECTION 13. IC 20-19-2-2.1 IS ADDED TO THE INDIANA
6 CODE AS A NEW SECTION TO READ AS FOLLOWS
7 [EFFECTIVE JULY 1, 2015]: **Sec. 2.1. (a) This section applies**
8 **beginning January 1, 2017."**

9 Page 3, delete lines 19 through 42, begin a new paragraph and
10 insert:

11 "SECTION 14. IC 20-19-2-2.2 IS ADDED TO THE INDIANA
12 CODE AS A NEW SECTION TO READ AS FOLLOWS
13 [EFFECTIVE JULY 1, 2015]: **Sec. 2.2. (a) Beginning January 1,**
14 **2017, the state board consists of the following:**

15 **(1) The state superintendent.**

16 **(2) Nine (9) members elected as provided in section 2.3 of this**
17 **chapter.**

18 **(b) A quorum consists of six (6) members of the state board. An**
19 **action of the state board is not official unless the action is**
20 **authorized by at least six (6) members.**

21 **(c) The state superintendent serves as the chair of the state**
22 **board.**

23 SECTION 15. IC 20-19-2-2.3 IS ADDED TO THE INDIANA
24 CODE AS A NEW SECTION TO READ AS FOLLOWS
25 [EFFECTIVE JULY 1, 2015]: **Sec. 2.3. (a) This section does not**
26 **apply to the state superintendent.**

27 **(b) Beginning with the 2016 general election, one (1) member of**
28 **the state board shall be elected from each state board election**
29 **district as provided in this chapter.**

30 **(c) Each congressional district established under IC 3-3 is a**
31 **state board election district.**

32 **(d) A member of the state board serves a term of four (4) years,**
33 **beginning January 1 after the member's election.**

34 **(e) The governor shall appoint an individual to fill a vacancy**
35 **that occurs on the state board. An individual appointed by the**
36 **governor under this subsection serves for the remainder of the**
37 **unexpired term.**

38 **(f) Each member of the state board shall take and subscribe to**
39 **an oath in writing that the member will:**

40 **(1) faithfully perform the duties of the office; and**

41 **(2) support and defend to the best of the member's abilities:**

42 **(A) the Constitution of the United States; and**

43 **(B) the Constitution of the State of Indiana and the laws of**
44 **the state of Indiana.**

45 **Each state board member's oath shall be filed with the secretary of**
46 **state.**

SECTION 16. IC 20-19-2-2.4 IS ADDED TO THE INDIANA CODE AS A NEW SECTION TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2015]: **Sec. 2.4. (a) This section does not apply to the state superintendent.**

(b) Notwithstanding section 2(b) of this chapter, the term of office of a member of the state board serving under section 2 of this chapter expires January 1, 2017.

(c) A member of the state board shall be elected from each state board election district at the 2016 general election.

(d) Notwithstanding section 2.3(d) of this chapter, the term of office of each member elected at the 2016 general election is as follows:

(1) The five (5) members who receive the first, second, third, fourth, and fifth highest vote totals of all the members elected to the commission at the 2016 general election each serve a four (4) year term, beginning January 1, 2017. The successors of the members described in this subdivision shall be elected at the 2020 general election, and each serves a four (4) year term, beginning January 1, 2021.

(2) The four (4) members who receive the sixth, seventh, eighth, and ninth highest vote totals of all the members elected to the commission at the 2016 general election each serve a two (2) year term, beginning January 1, 2017. The successors of the members described in this subdivision shall be elected at the 2018 general election, and each serves a four (4) year term, beginning January 1, 2019.

(e) This section expires January 1, 2022."

Page 4, delete lines 1 through 25.

Page 4, line 26, delete "IC 20-19-2-2.3" and insert "IC 20-19-2-2.5".

Page 4, line 28, delete "UPON PASSAGE" and insert "JULY 1, 2015".

Page 4, line 28, delete "June 30, 2015," and insert "**December 31, 2016,**".

Page 4, line 32, delete "June 30, 2015," and insert "**December 31, 2016,**".

Page 4, line 33, delete "July 1, 2015)" and insert "**January 1, 2017)**".

Page 4, line 37, delete "July 1, 2015" and insert "**January 1, 2017**".

Page 4, line 38, delete "July 1, 2015" and insert "**January 1, 2017**".

Page 4, line 42, delete "July 1, 2015)" and insert "**January 1, 2017)**".

Page 4, line 42, delete "July 1, 2015," and insert "**January 1, 2017,**".

Page 5, line 1, delete "June 30, 2015," and insert "**December 31, 2016,**".

Page 5, line 7, delete "July 1, 2015," and insert "**January 1, 2017,**".

- 1 Page 5, line 7, delete "July 1, 2015)" and insert "**January 1, 2017)**".
- 2 Page 5, line 9, delete "June 30, 2015," and insert "**December 31,**
- 3 **2016,**".
- 4 Page 5, delete lines 10 through 25.
- 5 Renumber all SECTIONS consecutively.
(Reference is to ESB 1 as printed April 10, 2015.)

Representative Smith V