



SENATE MOTION

MADAM PRESIDENT:

I move that Senate Bill 202 be amended to read as follows:

- 1 Page 1, line 4, delete "eleven (11)" and insert "**thirteen (13)**".
- 2 Page 1, delete lines 11 through 15, begin a new line block indented
- 3 and insert:
- 4 "**(2) One (1) member who:**
- 5 **(A) is appointed by the president pro tempore of the**
- 6 **senate; and**
- 7 **(B) is not a member of the general assembly.**
- 8 **(3) One (1) member who:**
- 9 **(A) is appointed by the minority leader of the senate; and**
- 10 **(B) is not a member of the general assembly.**
- 11 **(4) One (1) member who:**
- 12 **(A) is appointed by the speaker of the house of**
- 13 **representatives; and**
- 14 **(B) is not a member of the general assembly.**
- 15 **(5) One (1) member who:**
- 16 **(A) is appointed by the minority leader of the house of**
- 17 **representative; and**
- 18 **(B) is not a member of the general assembly.**
- 19 SECTION 2. IC 21-19-3-3, AS AMENDED BY P.L.29-2012,
- 20 SECTION 2, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
- 21 JULY 1, 2024]: Sec. 3. ~~Not more than six (6) of the nonstudent~~
- 22 ~~members of~~ The board of trustees may ~~be of~~ **not consist of members**
- 23 **who are all of** the same sex.
- 24 SECTION 3. IC 21-19-3-8, AS ADDED BY P.L.2-2007, SECTION
- 25 260, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY
- 26 1, 2024]: Sec. 8. (a) ~~With the exception of the student member of the~~
- 27 ~~board of trustees; Except as provided under subsections (c) and (d),~~

1 all appointments to the Ball State University board of trustees are for
 2 four (4) year terms. **Except for appointments under section 2(2)**
 3 **through 2(5) of this chapter**, each term of a nonstudent board member
 4 begins on January 1 of the appropriate year.

5 (b) The term of a member continues until the member's successor is
 6 appointed and qualified.

7 (c) The student member of the board of trustees is appointed for a
 8 two (2) year term. The student member's term begins on July 1 of the
 9 year in which the student member is appointed. The student member
 10 must be a full-time student at Ball State University throughout the
 11 student member's term.

12 **(d) The term of a member appointed under section 2(2) through**
 13 **2(5) of this chapter shall expire on June 30 of each odd-numbered**
 14 **year."**

15 Page 2, line 10, delete "eleven (11)" and insert "**thirteen (13)**".

16 Page 2, delete lines 18 through 31, begin a new paragraph and
 17 insert:

18 "SECTION 7. IC 21-20-3-12, AS AMENDED BY P.L.29-2012,
 19 SECTION 8, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
 20 JULY 1, 2024]: Sec. 12. (a) The governor shall appoint five (5)
 21 members of the board of trustees. ~~for~~

22 **(b) The president pro tempore of the senate shall appoint one (1)**
 23 **member of the board of trustees who is not a member of the**
 24 **general assembly.**

25 **(c) The minority leader of the senate shall appoint one (1)**
 26 **member of the board of trustees who is not a member of the**
 27 **general assembly.**

28 **(d) The speaker of the house of representatives shall appoint one**
 29 **(1) member of the board of trustees who is not a member of the**
 30 **general assembly.**

31 **(e) The minority leader of the house of representatives shall**
 32 **appoint one (1) member of the board of trustees who is not a**
 33 **member of the general assembly.**

34 **(f) The members appointed under subsection (a) shall serve**
 35 **terms of three (3) years.**

36 **(g) The term of a member appointed under subsections (b)**
 37 **through (e) shall expire on June 30 of each odd-numbered year.**

38 ~~(b)~~ **(h) Whenever a vacancy occurs in the membership of the board**
 39 **of trustees who are appointed by the governor, under this section**
 40 **because of death or resignation or for any other reason, the vacancy**
 41 **shall be filled by an appointment of the governor appropriate**
 42 **appointing authority for the unexpired term.**

43 SECTION 8. IC 21-20-3-12.5 IS ADDED TO THE INDIANA
 44 CODE AS A **NEW** SECTION TO READ AS FOLLOWS
 45 [EFFECTIVE JULY 1, 2024]: **Sec. 12.5. The board of trustees may**
 46 **not consist of members who are all of the same sex."**

- 1 Page 2, line 35, delete "eleven (11)" and insert "**thirteen (13)**".
- 2 Page 2, delete line 42, begin a new line block indented and insert:
- 3 "**(2) One (1) member who:**
- 4 (A) is appointed by the president pro tempore of the
- 5 senate; and
- 6 (B) is not a member of the general assembly.
- 7 **(3) One (1) member who:**
- 8 (A) is appointed by the minority leader of the senate; and
- 9 (B) is not a member of the general assembly.
- 10 **(4) One (1) member who:**
- 11 (A) is appointed by the speaker of the house of
- 12 representatives; and
- 13 (B) is not a member of the general assembly.
- 14 **(5) One (1) member who:**
- 15 (A) is appointed by the minority leader of the house of
- 16 representatives; and
- 17 (B) is not a member of the general assembly.

18 SECTION 10. IC 21-21-3-2.5 IS ADDED TO THE INDIANA
 19 CODE AS A NEW SECTION TO READ AS FOLLOWS
 20 [EFFECTIVE JULY 1, 2024]: **Sec. 2.5. The board of trustees may**
 21 **not consist of trustees who are all of the same sex.**

22 SECTION 11. IC 21-21-3-3, AS ADDED BY P.L.2-2007,
 23 SECTION 262, IS AMENDED TO READ AS FOLLOWS
 24 [EFFECTIVE JULY 1, 2024]: Sec. 3. (a) ~~Subject to subsection~~ **Except**
 25 **as provided under subsections (b) and (c),** the term of a trustee is
 26 four (4) years.

- 27 (b) The term of a student trustee is two (2) years.
- 28 (c) **The term of a member appointed under section 2(2) through**
 29 **2(5) of this chapter shall expire on June 30 of each odd-numbered**
 30 **year."**

- 31 Page 3, delete line 1.
- 32 Page 3, line 15, strike "by the governor".
- 33 Page 3, line 16, delete "and the legislative council as provided".
- 34 Page 3, delete lines 18 through 42, begin a new paragraph and
 35 insert:

36 "SECTION 15. IC 21-22-3-3, AS AMENDED BY P.L.174-2018,
 37 SECTION 16, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
 38 JULY 1, 2024]: Sec. 3. (a) The number of members of the state board
 39 of trustees must equal the number of regions established by the state
 40 board of trustees plus ~~one (1)~~ **five (5)** additional ~~member,~~ **members,**
 41 but shall not exceed ~~fifteen (15)~~ **nineteen (19)** total members.

- 42 (b) **The members of the state board of trustees shall be**
 43 **appointed as follows:**
- 44 **(1) One (1) member who:**
- 45 (A) is appointed by the president pro tempore of the
 46 senate; and

- 1 **(B) is not a member of the general assembly.**
- 2 **(2) One (1) member who:**
- 3 **(A) is appointed by the minority leader of the senate; and**
- 4 **(B) is not a member of the general assembly.**
- 5 **(3) One (1) member who:**
- 6 **(A) is appointed by the speaker of the house of**
- 7 **representatives; and**
- 8 **(B) is not a member of the general assembly.**
- 9 **(4) One (1) member who:**
- 10 **(A) is appointed by the minority leader of the house of**
- 11 **representatives; and**
- 12 **(B) is not a member of the general assembly.**
- 13 **(5) The remaining members described in subsection (a) shall**
- 14 **be appointed by the governor.**
- 15 **(c) The state board of trustees shall divide the state of Indiana into**
- 16 **regions. Each region shall be represented by one (1) trustee appointed**
- 17 **by the governor.**
- 18 **(d) Each member of the state board of trustees appointed by the**
- 19 **governor must have knowledge or experience in one (1) or more of the**
- 20 **following areas:**
- 21 (1) Manufacturing.
- 22 (2) Commerce.
- 23 (3) Labor.
- 24 (4) Agriculture.
- 25 (5) State and regional economic development needs.
- 26 (6) Indiana's educational delivery system.
- 27 **(e) One (1) member appointed by the governor must serve as an**
- 28 **at-large member. Except as provided under subsection (g),**
- 29 **appointments shall be for three (3) year terms, on a staggered basis.**
- 30 **(f) An individual who holds an elective or appointed office of**
- 31 **the state is not eligible to serve as a member of the state board of**
- 32 **trustees. A member of a campus board may be appointed to the state**
- 33 **board of trustees but must then resign from the campus board.**
- 34 **(g) The term of a member appointed under subsection (b)(1)**
- 35 **through (b)(4) shall expire on June 30 of each odd-numbered year.**
- 36 SECTION 16. IC 21-22-3-3.5 IS ADDED TO THE INDIANA
- 37 CODE AS A NEW SECTION TO READ AS FOLLOWS
- 38 [EFFECTIVE JULY 1, 2024]: **Sec. 3.5. The board of trustees may**
- 39 **not consist of members who are all of the same sex."**
- 40 Page 4, delete lines 1 through 4.
- 41 Page 4, line 17, delete "twelve (12)" and insert "**fourteen (14)**".
- 42 Page 4, line 18, delete "The terms" and insert "**Except as provided**
- 43 **under section 7(c) of this chapter, the terms"**.
- 44 Page 4, delete lines 29 through 31, begin a new paragraph and
- 45 insert:
- 46 **"(c) The president pro tempore of the senate shall appoint one**

- 1 (1) trustee who is not a member of the general assembly.
 2 (d) The minority leader of the senate shall appoint one (1)
 3 trustee who is not a member of the general assembly.
 4 (e) The speaker of the house of representatives shall appoint one
 5 (1) trustee who is not a member of the general assembly.
 6 (f) The minority leader of the house of representatives shall
 7 appoint one (1) trustee who is not a member of the general
 8 assembly.
 9 SECTION 20. IC 21-23-3-2.5 IS ADDED TO THE INDIANA
 10 CODE AS A NEW SECTION TO READ AS FOLLOWS
 11 [EFFECTIVE JULY 1, 2024]: **Sec. 2.5. The board of trustees may**
 12 **not consist of members who are all of the same sex."**
 13 Page 4, between lines 34 and 35, begin a new paragraph and insert:
 14 "SECTION 22. IC 21-23-3-7, AS ADDED BY P.L.2-2007,
 15 SECTION 264, IS AMENDED TO READ AS FOLLOWS
 16 [EFFECTIVE JULY 1, 2024]: Sec. 7. (a) **Except as provided in**
 17 **subsections (b) and (c)**, all members of the board of trustees serve for
 18 three (3) years. ~~except for~~
 19 (b) The student member ~~who~~ serves for two (2) years.
 20 (c) **The term of a member appointed under section 2(c) through**
 21 **2(f) of this chapter shall expire on June 30 of each odd-numbered**
 22 **year."**
 23 Page 4, line 40, delete "applicable" and insert "**appropriate**".
 24 Page 4, line 41, delete "applicable" and insert "**appropriate**".
 25 Page 5, line 5, strike "by the governor" and insert "**under section**
 26 **2(a) or 2(c) through 2(f) of this chapter**".
 27 Page 5, line 5, delete "or legislative council".
 28 Page 5, line 11, delete "by the" and insert "**under section 2(a) or**
 29 **2(c) through 2(f) of this chapter.**".
 30 Page 5, line 12, delete "governor or legislative council".
 31 Page 5, line 15, after "or" insert "**a member of the personnel**
 32 **subcommittee of the**".
 33 Page 5, delete lines 17 through 22, begin a new paragraph and
 34 insert:
 35 "SECTION 25. IC 21-24-3-2, AS ADDED BY P.L.2-2007,
 36 SECTION 265, IS AMENDED TO READ AS FOLLOWS
 37 [EFFECTIVE JULY 1, 2024]: Sec. 2. (a) The board of trustees consists
 38 of ~~nine (9)~~ **thirteen (13)** members who shall, **except as provided**
 39 **under subsections (b) and (c)**, serve terms of four (4) years. ~~However,~~
 40 (b) The term of a student member of the board of trustees is two (2)
 41 years.
 42 (c) **The term of a member appointed under section 5(b) through**
 43 **5(e) of this chapter shall expire on June 30 of each odd-numbered**
 44 **year.**
 45 SECTION 26. IC 21-24-3-2.5 IS ADDED TO THE INDIANA
 46 CODE AS A NEW SECTION TO READ AS FOLLOWS

1 [EFFECTIVE JULY 1, 2024]: **Sec. 2.5. The board of trustees may**
 2 **not consist of members who are all of the same sex."**

3 Page 5, delete lines 33 through 42, begin a new paragraph and
 4 insert:

5 "SECTION 28. IC 21-24-3-5, AS ADDED BY P.L.2-2007,
 6 SECTION 265, IS AMENDED TO READ AS FOLLOWS
 7 [EFFECTIVE JULY 1, 2024]: Sec. 5. (a) The governor shall appoint
 8 **nine (9)** of the members of the board of trustees.

9 **(b) The president pro tempore of the senate shall appoint one (1)**
 10 **member to the board of trustees who is not a member of the**
 11 **general assembly.**

12 **(c) The minority leader of the senate shall appoint one (1)**
 13 **member to the board of trustees who is not a member of the**
 14 **general assembly.**

15 **(d) The speaker of the house of representatives shall appoint one**
 16 **(1) member of the board of trustees who is not a member of the**
 17 **general assembly.**

18 **(e) The minority leader of the house of representatives shall**
 19 **appoint one (1) member of the board of trustees who is not a**
 20 **member of the general assembly.**

21 ~~(b)~~ **(f) If a vacancy occurs during the term of any member, the**
 22 **governor appropriate appointing authority shall appoint an**
 23 **individual to serve the unexpired term of the vacating member."**

24 Page 6, line 4, delete "twelve (12)" and insert "**fourteen (14)**".

25 Page 6, delete lines 13 through 15, begin a new paragraph and
 26 insert:

27 **"(b) The president pro tempore of the senate shall appoint one**
 28 **(1) member to the board of trustees who is not a member of the**
 29 **general assembly.**

30 **(c) The minority leader of the senate shall appoint one (1)**
 31 **member to the board of trustees who is not a member of the**
 32 **general assembly.**

33 **(d) The speaker of the house of representatives shall appoint one**
 34 **(1) member of the board of trustees who is not a member of the**
 35 **general assembly.**

36 **(e) The minority leader of the house of representatives shall**
 37 **appoint one (1) member of the board of trustees who is not a**
 38 **member of the general assembly.**

39 SECTION 31. IC 21-25-3-2.5 IS ADDED TO THE INDIANA
 40 CODE AS A **NEW** SECTION TO READ AS FOLLOWS
 41 [EFFECTIVE JULY 1, 2024]: **Sec. 2.5. The board of trustees may**
 42 **not consist of members who are all of the same sex.**

43 SECTION 32. IC 21-25-3-4, AS ADDED BY P.L.2-2007,
 44 SECTION 266, IS AMENDED TO READ AS FOLLOWS
 45 [EFFECTIVE JULY 1, 2024]: Sec. 4. **(a) Except as provided under**
 46 **subsections (b) and (c), the term of each appointed trustee is three (3)**

1 years. However;
 2 (b) The term of the student appointee is one (1) year.
 3 (c) **The term of a member appointed under section 2(b) through**
 4 **2(e) of this chapter shall expire on June 30 of each odd-numbered**
 5 **year.**
 6 SECTION 33. IC 21-25-3-5, AS ADDED BY P.L.2-2007,
 7 SECTION 266, IS AMENDED TO READ AS FOLLOWS
 8 [EFFECTIVE JULY 1, 2024]: Sec. 5. (a) **Except as provided under**
 9 **subsection (b),** if a vacancy occurs in the membership of the board of
 10 trustees, the vacancy shall be filled by the board of trustees for the
 11 unexpired term.
 12 (b) **If a vacancy occurs among the members of the board of**
 13 **trustees appointed under section 2(b) through 2(e) of this chapter,**
 14 **the appropriate appointing authority shall fill the vacancy on the**
 15 **board of trustees."**
 16 Renumber all SECTIONS consecutively.
 (Reference is to SB 202 as printed January 26, 2024.)

Senator TAYLOR G