



March 20, 2015

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# ENGROSSED HOUSE BILL No. 1056

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DIGEST OF HB 1056 (Updated March 18, 2015 1:59 pm - DI 116)

**Citations Affected:** IC 20-26.

**Synopsis:** Student transfers. Provides that a student may transfer to a school corporation if the student's parent is an employee of the school corporation and the school corporation has the capacity to accept the student. Provides that an elementary school student who attended an accredited nonpublic elementary school in the attendance area of a school corporation in which the student does not have legal settlement may attend a high school in the school corporation if the school corporation: (1) has the capacity to accept the student and the majority of the students in the same grade as the transferring student at the accredited nonpublic school have legal settlement in the transferee school corporation; (2) has only one high school; and (3) does not have a policy to accept transfer students.

**Effective:** July 1, 2015.

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## Soliday, Austin, Cook, Smith V

(SENATE SPONSORS — CHARBONNEAU, KRUSE, ROGERS)

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January 6, 2015, read first time and referred to Committee on Education.  
January 20, 2015, amended, reported — Do Pass.  
January 22, 2015, read second time, ordered engrossed. Engrossed.  
January 26, 2015, read third time, passed. Yeas 96, nays 0.

SENATE ACTION

February 24, 2015, read first time and referred to Committee on Education & Career Development.  
March 19, 2015, reported favorably — Do Pass.

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EH 1056—LS 6336/DI 116





March 20, 2015

First Regular Session of the 119th General Assembly (2015)

PRINTING CODE. Amendments: Whenever an existing statute (or a section of the Indiana Constitution) is being amended, the text of the existing provision will appear in this style type, additions will appear in **this style type**, and deletions will appear in ~~this style type~~.

Additions: Whenever a new statutory provision is being enacted (or a new constitutional provision adopted), the text of the new provision will appear in **this style type**. Also, the word **NEW** will appear in that style type in the introductory clause of each SECTION that adds a new provision to the Indiana Code or the Indiana Constitution.

Conflict reconciliation: Text in a statute in *this style type* or ~~this style type~~ reconciles conflicts between statutes enacted by the 2014 Regular Session and 2014 Second Regular Technical Session of the General Assembly.

## ENGROSSED HOUSE BILL No. 1056

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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 20-26-11-6.5 IS ADDED TO THE INDIANA  
2 CODE AS A NEW SECTION TO READ AS FOLLOWS  
3 [EFFECTIVE JULY 1, 2015]: **Sec. 6.5. (a) Notwithstanding this**  
4 **chapter, a school corporation shall accept a transferring student**  
5 **who does not have legal settlement in the school corporation and**  
6 **who has a parent who is a current employee of the transferee**  
7 **school corporation who resides in Indiana if the transferee school**  
8 **corporation has the capacity to accept the student.**  
9 (b) If the number of students who request to transfer to a  
10 transferee school corporation under this section causes the school  
11 corporation to exceed the school corporation's maximum student  
12 capacity, the governing body shall determine which students will  
13 be admitted as transfer students by a random drawing in a public  
14 meeting.  
15 SECTION 2. IC 20-26-11-6.7 IS ADDED TO THE INDIANA

EH 1056—LS 6336/DI 116



1 CODE AS A NEW SECTION TO READ AS FOLLOWS  
2 [EFFECTIVE JULY 1, 2015]: **Sec. 6.7. (a) This section:**

- 3 **(1) applies to a school corporation that does not have a policy**  
4 **of accepting transfer students having legal settlement outside**  
5 **the attendance area of the transferee school corporation; and**  
6 **(2) does not apply to a school corporation that has more than**  
7 **one (1) high school.**

8 **(b) Notwithstanding this chapter, a school corporation shall**  
9 **accept a transferring student who resides in Indiana and who does**  
10 **not have legal settlement in the school corporation if:**

- 11 **(1) the student attended an accredited nonpublic elementary**  
12 **school located in the attendance area of the transferee school**  
13 **corporation for at least two (2) school years immediately**  
14 **preceding the school year in which the student transfers to a**  
15 **high school in the transferee school corporation under this**  
16 **section;**  
17 **(2) the student is transferring because the accredited**  
18 **nonpublic school from which the student is transferring does**  
19 **not offer grades 9 through 12;**  
20 **(3) the majority of the students in the same grade as the**  
21 **transferring student at the accredited nonpublic school have**  
22 **legal settlement in the transferee school corporation and will**  
23 **attend a school under the authority of the transferee school**  
24 **corporation; and**  
25 **(4) the transferee school corporation has the capacity to**  
26 **accept students.**

27 **(c) If the number of students who request to transfer to a**  
28 **transferee school corporation under this section causes the school**  
29 **corporation to exceed the school corporation's maximum student**  
30 **capacity, the governing body shall determine which students will**  
31 **be admitted as transfer students by a random drawing in a public**  
32 **meeting.**



## COMMITTEE REPORT

Mr. Speaker: Your Committee on Education, to which was referred House Bill 1056, has had the same under consideration and begs leave to report the same back to the House with the recommendation that said bill be amended as follows:

Page 1, line 3, after "Sec. 6.5." insert "(a)".

Page 1, line 7, before "if" insert "**who resides in Indiana**".

Page 1, between lines 8 and 9, begin a new paragraph and insert:

**"(b) If the number of students who request to transfer to a transferee school corporation under this section causes the school corporation to exceed the school corporation's maximum student capacity, the governing body shall determine which students will be admitted as transfer students by a random drawing in a public meeting."**

Page 1, line 11, after "6.7." insert "(a) This section:

**(1) applies to a school corporation that does not have a policy of accepting transfer students having legal settlement outside the attendance area of the transferee school corporation; and**

**(2) does not apply to a school corporation that has more than one (1) high school."**

Page 1, line 12, after "student" insert "**who resides in Indiana and**".

Page 2, after line 14, begin a new paragraph and insert:

**"(b) If the number of students who request to transfer to a transferee school corporation under this section causes the school corporation to exceed the school corporation's maximum student capacity, the governing body shall determine which students will be admitted as transfer students by a random drawing in a public meeting."**

and when so amended that said bill do pass.

(Reference is to HB 1056 as introduced.)

BEHNING

Committee Vote: yeas 12, nays 0.



COMMITTEE REPORT

Madam President: The Senate Committee on Education & Career Development, to which was referred House Bill No. 1056, has had the same under consideration and begs leave to report the same back to the Senate with the recommendation that said bill DO PASS.

(Reference is to HB 1056 as printed January 20, 2015.)

KRUSE, Chairperson

Committee Vote: Yeas 8, Nays 0

