



February 8, 2019

SENATE BILL No. 29

DIGEST OF SB 29 (Updated February 6, 2019 6:08 pm - DI 110)

Citations Affected: IC 20-26.

Synopsis: School materials for juvenile detainees. Provides that, if a child is or will be detained in a juvenile detention facility (facility) for more than seven calendar days and the facility is located in the same county as the school corporation that the child was enrolled in before the child was detained in the facility, the school corporation must, upon the facility's request, provide to the facility the school materials for the grade level or courses that the child is or would be enrolled in if the child were not detained. Requires the school corporation, upon the facility's request, to deliver the school materials at least once every seven calendar days, excluding any days that are not student instructional days. Provides that, except for the assessment of rental fees for curricular materials, the school corporation is responsible for the costs associated with preparing and delivering the school materials. Provides that the school corporation is not required to provide the school materials if the: (1) child is released from the facility; or (2) facility requests that the school corporation no longer provide the school materials.

Effective: July 1, 2019.

Bohacek, Raatz, Kruse

January 3, 2019, read first time and referred to Committee on Education and Career Development.
February 7, 2019, amended, reported favorably — Do Pass.

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February 8, 2019

First Regular Session of the 121st General Assembly (2019)

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 2018 Regular and Special Session of the General Assembly.

SENATE BILL No. 29

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 20-26-5-38 IS ADDED TO THE INDIANA CODE
2 AS A NEW SECTION TO READ AS FOLLOWS [EFFECTIVE JULY
3 1, 2019]: **Sec. 38. (a) As used in this section, "juvenile detention
4 facility" refers to the following:**
5 (1) A juvenile detention facility under IC 31-31-8.
6 (2) A juvenile detention center under IC 31-31-9.
7 (b) As used in this section, "school materials" includes
8 curricular materials and syllabi for a particular grade level or
9 course. The term does not include hardware that will be consumed,
10 accessed, or used by a single student during a semester or school
11 year.
12 (c) If:
13 (1) a child is or will be detained in a juvenile detention facility
14 for more than seven (7) calendar days; and
15 (2) the juvenile detention facility under subdivision (1) is
16 located in the same county as the school corporation that the
17 child was enrolled in before the child was detained in the

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- 1 **juvenile detention facility;**
2 **the school corporation shall, upon request by the juvenile detention**
3 **facility, provide to the juvenile detention facility the school**
4 **materials for the grade level or courses in which the child is**
5 **enrolled or would be enrolled if the child were not detained.**
6 **(d) The school corporation shall, upon request by the juvenile**
7 **detention facility, deliver to the juvenile detention facility the**
8 **school materials described in subsection (c) at least once every**
9 **seven (7) calendar days, excluding any days that are not student**
10 **instructional days.**
11 **(e) Except for the assessment of rental fees for curricular**
12 **materials under IC 20-26-12, the school corporation is responsible**
13 **for any costs associated with preparing and delivering school**
14 **materials under this section.**
15 **(f) The school corporation is not required to provide school**
16 **materials that have been requested by a juvenile detention facility**
17 **under this section if the:**
18 **(1) child is released from the juvenile detention facility; or**
19 **(2) juvenile detention facility requests that the school**
20 **corporation no longer provide the school materials.**



COMMITTEE REPORT

Madam President: The Senate Committee on Education and Career Development, to which was referred Senate Bill No. 29, has had the same under consideration and begs leave to report the same back to the Senate with the recommendation that said bill be AMENDED as follows:

Page 1, delete lines 12 through 17.

Page 2, delete lines 1 through 10, begin a new paragraph and insert:

"(c) If:

(1) a child is or will be detained in a juvenile detention facility for more than seven (7) calendar days; and

(2) the juvenile detention facility under subdivision (1) is located in the same county as the school corporation that the child was enrolled in before the child was detained in the juvenile detention facility;

the school corporation shall, upon request by the juvenile detention facility, provide to the juvenile detention facility the school materials for the grade level or courses in which the child is enrolled or would be enrolled if the child were not detained."

Page 2, line 14, delete "school holidays and school" and insert "**any days that are not student instructional days.**"

Page 2, delete line 15.

and when so amended that said bill do pass.

(Reference is to SB 29 as introduced.)

RAATZ, Chairperson

Committee Vote: Yeas 9, Nays 1.

