

IC 20-23-17.2

Chapter 17.2. Election of School Board Members in East Chicago

IC 20-23-17.2-1

Applicability of chapter

Sec. 1. This chapter applies to a school corporation located in a city that has a population of more than twenty-nine thousand six hundred (29,600) but less than twenty-nine thousand nine hundred (29,900).

As added by P.L.179-2011, SEC.31. Amended by P.L.119-2012, SEC.154.

IC 20-23-17.2-2

Applicability of other laws

Sec. 2. IC 20-23-8 does not apply to a school corporation or the governing body of a school corporation governed by this chapter.

As added by P.L.179-2011, SEC.31.

IC 20-23-17.2-3

Governing body; members; method of election; term; represent interests of entire school corporation

Sec. 3. (a) The governing body of the school corporation consists of nine (9) members who shall be elected as follows:

(1) One (1) member shall be elected from each of the school districts described in section 4 of this chapter. A member elected under this subdivision must reside within the boundaries of the district the member represents.

(2) Three (3) members, who must reside within the boundaries of the school corporation, shall be elected as at-large members.

(3) All members shall be elected on a nonpartisan basis.

(4) All members shall be elected at the general election held in the county in 2012 and each four (4) years thereafter.

(b) Upon assuming office and in conducting the business of the governing body, a member shall represent the interests of the entire school corporation.

As added by P.L.179-2011, SEC.31.

IC 20-23-17.2-4

Member districts

Sec. 4. The boundaries of the districts from which members of the governing body of the school corporation are elected under section 3(a)(1) of this chapter are the same as the boundaries of the common council districts of the city that are drawn under IC 36-4-6.

As added by P.L.179-2011, SEC.31.

IC 20-23-17.2-5

Election of members by district and at-large; petition of nomination; requirements

Sec. 5. (a) The following apply to an election of members of the

governing body of the school corporation under section 3(a)(1) of this chapter:

(1) Each candidate must file a petition of nomination with the circuit court clerk not earlier than one hundred four (104) days and not later than seventy-four (74) days before the general election at which members are to be elected. The petition of nomination must include the following information:

(A) The name of the candidate.

(B) The candidate's residence address and the district in which the candidate resides.

(C) The signatures of at least twenty (20) registered voters residing within the school corporation district the candidate seeks to represent.

(D) A certification that the candidate meets the qualifications for candidacy imposed by this chapter.

(2) Only eligible voters residing in the school corporation district may vote for a candidate to represent that district.

(3) One (1) candidate shall be elected for each district. The candidate elected for a district must reside within the boundaries of the district. The candidate elected as the member for a particular district is the candidate who, among all the candidates who reside within that district, receives the greatest number of votes from voters residing in that district.

(b) The following apply to an election of the members of the governing body of the school corporation under section 3(a)(2) of this chapter:

(1) Each candidate must file a petition of nomination with the circuit court clerk not earlier than one hundred four (104) days and not later than seventy-four (74) days before the general election at which members are to be elected. The petition of nomination must include the following information:

(A) The name of the candidate.

(B) The candidate's residence address.

(C) The signatures of at least one hundred (100) registered voters residing within the school corporation.

(D) A certification that the candidate meets the qualifications for candidacy imposed by this chapter.

(2) Only eligible voters residing in the school corporation may vote for a candidate.

(3) Three (3) candidates shall be elected at large. The three (3) candidates who receive the greatest number of votes among all candidates running for an at-large seat are elected as members of the governing body.

As added by P.L.179-2011, SEC.31. Amended by P.L.219-2013, SEC.88.

IC 20-23-17.2-6

Eligible voters

Sec. 6. Voters who reside within the boundaries of the school corporation may vote for the candidates elected under section 3 of

this chapter. Each voter may vote only for:

- (1) one (1) candidate to represent the district in which the voter resides; and
- (2) three (3) at-large candidates.

As added by P.L.179-2011, SEC.31.

IC 20-23-17.2-7

Balloting procedures

Sec. 7. The state board, with assistance from the county election board, shall establish balloting procedures under IC 3 for the election and all other procedures required to implement this chapter.

As added by P.L.179-2011, SEC.31.

IC 20-23-17.2-8

Term of office

Sec. 8. (a) The term of each person elected to serve on the governing body of the school corporation is four (4) years.

(b) The term of each person elected to serve on the governing body begins on the date set in the school corporation's organization plan. The date set in the organization plan for an elected member of the governing body to take office may not be more than fourteen (14) months after the date of the member's election. If the school corporation's organization plan does not set a date for an elected member of the governing body to take office, the member takes office January 1 immediately following the person's election.

As added by P.L.179-2011, SEC.31. Amended by P.L.219-2013, SEC.89.

IC 20-23-17.2-9

Elected at general election

Sec. 9. The members of the governing body of the school corporation shall be elected at the general election to be held in 2012 and every four (4) years thereafter.

As added by P.L.179-2011, SEC.31.

IC 20-23-17.2-10

Vacancies

Sec. 10. A vacancy in the office of a member of the governing body of the school corporation shall be filled temporarily by the governing body as soon as practicable after the vacancy occurs. An individual filling a vacancy under this section serves until the expiration of the term of the member whose position the individual fills.

As added by P.L.179-2011, SEC.31.

IC 20-23-17.2-11

Statement filed with state superintendent; requirements

Sec. 11. (a) Before August 1 of each year, the school corporation shall file with the state superintendent the following information:

- (1) A list containing the names and addresses of each member

of the governing body of the school corporation and the date of the expiration of each member's term of office.

(2) A list containing the names and addresses of each of the school corporation's officers and the date of the expiration of each officer's term of office.

(b) The school corporation shall notify the state superintendent of any change in the information previously filed under subsection (a) not later than thirty (30) days after the change occurs.

As added by P.L.179-2011, SEC.31.

IC 20-23-17.2-12

Schedule of election; transfer of powers, duties, and functions; transfer of property and records

Sec. 12. (a) Notwithstanding any other law, the terms of the members of the governing body of the school corporation who hold office on December 31, 2012, expire January 1, 2013.

(b) On January 1, 2013, all powers, duties, and functions adhering to the governing body of the school corporation in existence on December 31, 2012, are transferred to the governing body established under this chapter.

(c) On January 1, 2013, the property and records of the governing body of the school corporation in existence on December 31, 2012, are transferred to the governing body established under this chapter.

(d) This section expires July 1, 2016.

As added by P.L.179-2011, SEC.31.