

IC 21-40-2

Chapter 2. Equal Education Opportunity

IC 21-40-2-1

Policy

Sec. 1. The following is the public policy of the state:

(1) To provide:

- (A) equal;
- (B) nonsegregated; and
- (C) nondiscriminatory;

educational opportunities and facilities for all, regardless of race, creed, national origin, color, or sex.

(2) To provide and furnish state educational institutions open equally to all, and prohibited and denied to none because of race, creed, color, or national origin.

(3) To reaffirm the principles of:

- (A) the Bill of Rights;
- (B) civil rights; and
- (C) the Constitution of the State of Indiana.

(4) To provide a uniform democratic system of public education to the state and the citizens of Indiana.

(5) To:

- (A) abolish;
- (B) eliminate; and
- (C) prohibit;

segregated and separate departments or divisions of a state educational institution on the basis of race, creed, or color.

(6) To eliminate and prohibit:

- (A) segregation;
- (B) separation; and
- (C) discrimination;

on the basis of race, color, or creed in state educational institutions.

As added by P.L.2-2007, SEC.281.

IC 21-40-2-2

Supplemental effect of chapter

Sec. 2. This chapter is supplemental to:

- (1) all common law, statutory law, and civil rights applicable to state educational institutions; and
- (2) the rights and remedies arising from these laws of the state and to the citizens of Indiana.

As added by P.L.2-2007, SEC.281.

IC 21-40-2-3

State educational institutions open to all

Sec. 3. State educational institutions are open to all children until the children complete their courses of study, subject to the authority vested in the state educational institutions by law.

As added by P.L.2-2007, SEC.281.

IC 21-40-2-4

Segregation prohibited

Sec. 4. (a) The board of trustees of a state educational institution may not build or erect, establish, maintain, continue, or permit any segregated or separate state educational institutions on the basis of race, color, creed, or national origin of students.

(b) The officials described in subsection (a) may take any affirmative actions that are reasonable, feasible, and practical to effect greater integration and to reduce or prevent segregation or separation of races in state educational institutions for whatever cause, including:

- (1) site selection; or
- (2) revision of:
 - (A) districts;
 - (B) curricula; or
 - (C) enrollment policies;

to implement equalization of educational opportunity for all.

As added by P.L.2-2007, SEC.281.

IC 21-40-2-5

Segregation prohibited; pupils

Sec. 5. (a) A student may not be prohibited, segregated, or denied attendance or enrollment to a state educational institution because of the student's race, creed, color, or national origin.

(b) Every student is free to attend a state educational institution within the laws applicable alike to noncitizen and nonresident students.

As added by P.L.2-2007, SEC.281.

IC 21-40-2-6

Segregation prohibited; state educational institutions

Sec. 6. (a) A state educational institution may not segregate, separate, or discriminate against any of its students on the basis of race, creed, or color.

(b) Admission to a state educational institution may not be approved or denied on the basis of race, creed, or color.

As added by P.L.2-2007, SEC.281.

IC 21-40-2-7

Segregation prohibited; teachers

Sec. 7. A state educational institution may not discriminate in any way in the hiring, upgrading, tenure, or placement of any teacher on the basis of race, creed, color, or national origin.

As added by P.L.2-2007, SEC.281.