

IC 20-26-12

Chapter 12. Curricular Material

IC 20-26-12-1

Mandatory purchase and rental; public school students

Sec. 1. (a) Except as provided in subsection (b) and notwithstanding any other law, each governing body shall purchase from a publisher, either individually or through a purchasing cooperative of school corporations, the curricular materials selected by the proper local officials, and shall rent the curricular materials to each student enrolled in a public school that is:

- (1) in compliance with the minimum certification standards of the state board; and
- (2) located within the attendance unit served by the governing body.

(b) This section does not prohibit a governing body from suspending the operation of this section under a contract entered into under IC 20-26-15.

As added by P.L.1-2005, SEC.10. Amended by P.L.73-2011, SEC.8; P.L.286-2013, SEC.60; P.L.233-2015, SEC.150.

IC 20-26-12-2

Purchase and rental; rental fee; limitations

Sec. 2. (a) A governing body may purchase from a publisher any curricular material selected by the proper local officials. The governing body may rent the curricular materials to students enrolled in any public or nonpublic school that is:

- (1) in compliance with the minimum certification standards of the state board; and
- (2) located within the attendance unit served by the governing body.

The annual rental rate may not exceed twenty-five percent (25%) of the retail price of the curricular materials.

(b) Notwithstanding subsection (a), the governing body may not assess a rental fee of more than twenty-five percent (25%) of the retail price of curricular materials that have been:

- (1) extended for usage by students under section 24(e) of this chapter; and
- (2) paid for through rental fees previously collected.

(c) This section does not limit other laws.

As added by P.L.1-2005, SEC.10. Amended by P.L.73-2011, SEC.9; P.L.286-2013, SEC.61; P.L.233-2015, SEC.151.

IC 20-26-12-3

Repealed

(As added by P.L.1-2005, SEC.10. Amended by P.L.286-2013, SEC.62. Repealed by P.L.233-2015, SEC.152.)

IC 20-26-12-4

Repealed

(As added by P.L.1-2005, SEC.10. Amended by P.L.286-2013, SEC.63. Repealed by P.L.233-2015, SEC.153.)

IC 20-26-12-5

Repealed

(As added by P.L.1-2005, SEC.10. Amended by P.L.286-2013, SEC.64. Repealed by P.L.233-2015, SEC.154.)

IC 20-26-12-6

Repealed

(As added by P.L.1-2005, SEC.10. Amended by P.L.73-2011, SEC.10; P.L.286-2013, SEC.65. Repealed by P.L.233-2015, SEC.155.)

IC 20-26-12-7

Repealed

(As added by P.L.1-2005, SEC.10. Amended by P.L.286-2013, SEC.66. Repealed by P.L.233-2015, SEC.156.)

IC 20-26-12-8

Repealed

(As added by P.L.1-2005, SEC.10. Amended by P.L.286-2013, SEC.67. Repealed by P.L.233-2015, SEC.157.)

IC 20-26-12-9

Repealed

(As added by P.L.1-2005, SEC.10. Repealed by P.L.233-2015, SEC.158.)

IC 20-26-12-10

Repealed

(As added by P.L.1-2005, SEC.10. Repealed by P.L.233-2015, SEC.159.)

IC 20-26-12-11

Repealed

(As added by P.L.1-2005, SEC.10. Repealed by P.L.233-2015, SEC.160.)

IC 20-26-12-12

Repealed

(As added by P.L.1-2005, SEC.10. Repealed by P.L.233-2015, SEC.161.)

IC 20-26-12-13

Repealed

(As added by P.L.1-2005, SEC.10. Amended by P.L.286-2013, SEC.68. Repealed by P.L.233-2015, SEC.162.)

IC 20-26-12-14

Repealed

(As added by P.L.1-2005, SEC.10. Amended by P.L.286-2013, SEC.69. Repealed by P.L.233-2015, SEC.163.)

IC 20-26-12-15

Repealed

(As added by P.L.1-2005, SEC.10. Amended by P.L.231-2005, SEC.34; P.L.73-2011, SEC.11; P.L.286-2013, SEC.70. Repealed by P.L.233-2015, SEC.164.)

IC 20-26-12-16

Repealed

(As added by P.L.1-2005, SEC.10. Amended by P.L.286-2013, SEC.71. Repealed by P.L.233-2015, SEC.165.)

IC 20-26-12-17

Repealed

(As added by P.L.1-2005, SEC.10. Amended by P.L.286-2013, SEC.72. Repealed by P.L.233-2015, SEC.166.)

IC 20-26-12-18

Repealed

(As added by P.L.1-2005, SEC.10. Amended by P.L.286-2013, SEC.73. Repealed by P.L.233-2015, SEC.167.)

IC 20-26-12-19

Repealed

(As added by P.L.1-2005, SEC.10. Amended by P.L.286-2013, SEC.74. Repealed by P.L.233-2015, SEC.168.)

IC 20-26-12-20

Repealed

(As added by P.L.1-2005, SEC.10. Amended by P.L.286-2013, SEC.75. Repealed by P.L.233-2015, SEC.169.)

IC 20-26-12-21

Repealed

(As added by P.L.1-2005, SEC.10. Amended by P.L.286-2013, SEC.76. Repealed by P.L.233-2015, SEC.170.)

IC 20-26-12-22

Repealed

(As added by P.L.1-2005, SEC.10. Amended by P.L.286-2013, SEC.77. Repealed by P.L.233-2015, SEC.171.)

IC 20-26-12-23

Borrowing to purchase curricular material

Sec. 23. A school corporation may:

- (1) borrow money to buy curricular materials; and
- (2) issue notes, maturing serially in not more than four (4) years and payable from its general fund, to secure the loan.

As added by P.L.1-2005, SEC.10. Amended by P.L.73-2011, SEC.12; P.L.286-2013, SEC.78; P.L.233-2015, SEC.172; P.L.128-2016, SEC.1.

IC 20-26-12-24

Local curricular material selection

Sec. 24. (a) The superintendent shall establish procedures for adoption of curricular materials.

(b) The governing body, upon receiving these recommendations from the superintendent, shall adopt curricular materials for use in teaching each subject in the school corporation.

(c) A special committee of teachers and parents may also be appointed to review books, magazines, and audiovisual material used or proposed for use in the classroom to supplement state adopted curricular materials and may make recommendations to the superintendent and the governing body concerning the use of these materials.

(d) The governing body may, if the governing body considers it appropriate, retain curricular materials adopted under this section and authorize the purchase of supplemental materials to ensure continued alignment with academic standards adopted by the state board.

(e) The superintendent, advisory committee, and governing body may consider using the list of curricular materials provided by the department under IC 20-20-5.5.

(f) A governing body may not purchase curricular materials from a publisher unless the publisher agrees, in accordance with Sections 612(a)(23)(A) and 674(e)(4) of the Individuals with Disabilities Education Improvement Act 2004 (20 U.S.C. 1400 et seq.), to provide or grant a license to the school corporation to allow for the reproduction of adopted curricular materials in:

- (1) large type;
- (2) Braille; and
- (3) audio format.

As added by P.L.1-2005, SEC.10. Amended by P.L.73-2011, SEC.13; P.L.229-2011, SEC.174; P.L.286-2013, SEC.79; P.L.233-2015, SEC.173.

IC 20-26-12-25

Repealed

(As added by P.L.1-2005, SEC.10. Amended by P.L.73-2011, SEC.14. Repealed by P.L.286-2013, SEC.80.)

IC 20-26-12-26**Mandatory offer to purchase textbooks**

Sec. 26. If a family moves during the school term from one (1) school corporation to another within the state, the corporation from which they move shall:

- (1) evaluate the affected children's curricular materials; and
- (2) offer to purchase the curricular materials at a reasonable price for resale to any family that moves into that corporation during a school term.

As added by P.L.1-2005, SEC.10. Amended by P.L.286-2013, SEC.81.

IC 20-26-12-27**Repealed**

(As added by P.L.1-2005, SEC.10. Repealed by P.L.73-2011, SEC.22.)

IC 20-26-12-28**Repealed**

(As added by P.L.1-2005, SEC.10. Repealed by P.L.73-2011, SEC.22.)