

Emergency Rule
LSA Document #15-376(E)

DIGEST

Temporarily amends [560 IAC 2-1-2](#) concerning definitions applicable throughout this document. Statutory authority: [IC 20-29-6-6.1](#). *NOTE: The original emergency document, LSA Document #15-247(E), posted at [20150805-IR-560150247ERA](#), effective August 1, 2015, expires October 29, 2015. Effective October 30, 2015.*

SECTION 1. (a) This SECTION supersedes [560 IAC 2-1-2](#).

(b) The definitions in [IC 20-29-2](#) and the following apply throughout [560 IAC 2](#):

- (1) "Board" has the meaning set forth in [IC 20-29-2-3](#).
- (2) "Certificated employee" has the meaning set forth in [IC 20-29-2-4](#).
- (3) "Chairman" or "chairperson" means the full-time member of the board as defined in [IC 20-29-3-3](#) or such other board member who may perform such duties pro tempore.
- (4) "Collective bargaining agreement" or "CBA" means any and all agreements between the school employer and exclusive representative on any aspect of the bargaining relationship, including, but not limited to, the mandatory subjects of bargaining, a grievance procedure, a compensation plan, and any memorandum of understanding ratified subsequent to the collective bargaining agreement.
- (5) "Compensation plan" means the local plan under which salary increases or increments will be determined pursuant to [IC 20-28-9-1.5\(b\)](#).
- (6) "Compliance officer" means the staff member or ad hoc panel member appointed by the board pursuant to [IC 20-29-6-6.1\(b\)](#) to review a collective bargaining agreement and make a written recommendation regarding the collective bargaining agreement's compliance with [IC 20-29](#), including any penalty for noncompliance.
- (7) "Days" means calendar days in accordance with the Trial Rules of the Indiana Rules of Procedure.
- (8) "Deficit financing" has the meaning set forth in [IC 20-29-2-6](#).
- (9) "Exclusive representative" has the meaning set forth in [IC 20-29-2-9](#).
- (10) "Hearing examiner" means the person conducting a hearing under [IC 20-29-7-4\(e\)](#) and includes any agent of the board, who may be a member of the board, when such agent conducts an unfair practice hearing.
- (11) "Hearing officer" means any agent of the board conducting the hearing in a proceeding under [IC 20-29-5-1\(c\)](#).
- (12) "IEERB" refers to the Indiana education employment relations board as established by [IC 20-29-3-1](#).
- (13) "Memorandum of understanding" or "MOU" means any agreement ratified by the school employer and the exclusive representative, subsequent to a ratified collective bargaining agreement, that changes or modifies the collective bargaining agreement.
- (14) "Party" means any school employer, school employee, or school employee organization with standing in a proceeding.
- (15) "Salary and wage related fringe benefit" means a benefit, other than direct salary or compensation, received by a school employee from a school employer, including, but not limited to, health insurance, retirement plans, and paid time off.
- (16) "Salary range" means the lowest and highest base salaries for full-time bargaining unit members not including any increases for that year.
- (17) "School corporation" has the meaning set forth in [IC 20-29-2-12](#).
- (18) "School employee" has the meaning set forth in [IC 20-29-2-13](#).
- (19) "School employee organization" has the meaning set forth in [IC 20-29-2-14](#).
- (20) "School employer" has the meaning set forth in [IC 20-29-2-15](#).
- (21) "Strike" has the meaning set forth in [IC 20-29-2-16](#).
- (22) "Superintendent" has the meaning set forth in [IC 20-29-2-18](#).

SECTION 2. SECTION 1 of this document takes effect October 30, 2015.

SECTION 3. This document expires January 28, 2016.

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