

**AMENDMENTS TO STATE BOARD BY-LAWS TO ESTABLISH POLICY  
GOVERNING MEETINGS OF THE STATE  
TRUSTEES BY ELECTRONIC COMMUNICATION**

**RESOLUTION NUMBER 2013-74**

**WHEREAS**, the Trustees of Ivy Tech Community College of Indiana (“Trustees”), are a body corporate and politic established as an instrumentality of the state of Indiana, and as such must comply with Indiana’s Open Door law governing the conduct of the Trustee’s meetings, and

**WHEREAS**, Article V Section 2 of the Trustee By-Laws has governed the participation of members of the Board during meetings by electronic communication, and

**WHEREAS**, Section 2 was compliant with IC 21-22-3-5 which has been repealed by the Indiana General Assembly and replaced with IC 5-15-1.5-3.6 modifying the statutory requirements authorizing the Board to allow its members to participate in meetings by electronic communication, and

**WHEREAS**, effective January 1, 2013, the Trustees may now conduct meetings using the means of electronic communication following a favorable vote of a majority of its members that adopts a policy governing participation in Trustee meetings by electronic communication and complies with all requirements of IC 5-14-1.5-3.6, and

**WHEREAS**, the State Board of Trustees finds that is desirable of having such a policy allowing members to participate in meetings by electronic communication in compliance with IC 5-14-1.5-3.6;

**NOW THEREFORE BE IT RESOLVED**, that Article V, Section 2 of the By-Laws of the State Board the Trustees of Ivy Tech Community College of Indiana is amended to read as follows:

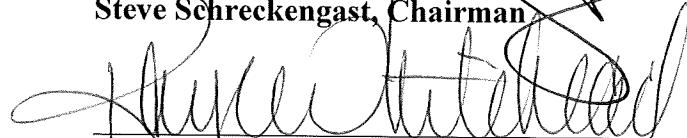
**SECTION 2. Participation by Electronic Means.** (a) So long as One-third (1/3) of the of the Trustees are physically present at a meeting of the Board, then a member of the Board may participate in the meeting by using a means of communication that permits all members participating in the meeting and all members of the public who are physically present at the meeting to simultaneously communicate with each other during the meeting. A member who participates in a meeting by electronic communication is considered to be present at the meeting, shall be counted for purposes of establishing a quorum, and may vote at the meeting. All votes of the Board during the electronic meeting must be taken by roll call vote. Each member is required to physically attend at least one (1) meeting of the Board annually. [IC 5-14-1.5-3.6]

(b) For committees appointed by the Trustees who conduct a meeting by electronic communication there is no minimum number of members of the committee who must be physically present at the place where the meeting is conducted. [IC 5-14-1.5-3.6 (c)(1)]

**State Trustees  
Ivy Tech Community College of Indiana**



Steve Schreckengast, Chairman



Kaye Whitehead, Secretary

**Dated December 12, 2013**