

# HOUSE BILL No. 1098

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## DIGEST OF INTRODUCED BILL

**Citations Affected:** IC 21-14-4.

**Synopsis:** Reduction of educational costs. Provides that certain eligible applicants for higher education cost exemptions are entitled to a 100% reduction in educational costs.

**Effective:** July 1, 2022.

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## O'Brien, Bartels

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January 4, 2022, read first time and referred to Committee on Education.

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Second Regular Session of the 122nd General Assembly (2022)

PRINTING CODE. Amendments: Whenever an existing statute (or a section of the Indiana Constitution) is being amended, the text of the existing provision will appear in this style type, additions will appear in **this style type**, and deletions will appear in ~~this style type~~.

Additions: Whenever a new statutory provision is being enacted (or a new constitutional provision adopted), the text of the new provision will appear in **this style type**. Also, the word **NEW** will appear in that style type in the introductory clause of each SECTION that adds a new provision to the Indiana Code or the Indiana Constitution.

Conflict reconciliation: Text in a statute in *this style type* or ~~this style type~~ reconciles conflicts between statutes enacted by the 2021 Regular Session of the General Assembly.

## HOUSE BILL No. 1098

A BILL FOR AN ACT to amend the Indiana Code concerning higher education.

*Be it enacted by the General Assembly of the State of Indiana:*

- 1 SECTION 1. IC 21-14-4-1, AS AMENDED BY P.L.112-2019,
- 2 SECTION 8, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
- 3 JULY 1, 2022]: Sec. 1. (a) This chapter applies to the following
- 4 persons:
- 5 (1) A person who:
- 6 (A) is a pupil at the Soldiers' and Sailors' Children's Home;
- 7 and
- 8 (B) was admitted to the Soldiers' and Sailors' Children's Home
- 9 because the person was related to a member of the armed
- 10 forces of the United States.
- 11 (2) A person whose mother or father:
- 12 (A) served in the armed forces of the United States;
- 13 (B) received the Purple Heart decoration or was wounded as
- 14 a result of enemy action;
- 15 (C) received a discharge or separation from the armed forces
- 16 other than a dishonorable discharge; and
- 17 (D) either designated Indiana as home of record at the time of



- 1 enlistment in the armed forces of the United States or resided
- 2 in Indiana at least five (5) years before the person first applies
- 3 for an exemption under this chapter.
- 4 (3) A person whose mother, ~~or~~ father, **or spouse**:
- 5 (A) served in the armed forces of the United States during a
- 6 war or performed duty equally hazardous that was recognized
- 7 by the award of a service or campaign medal of the United
- 8 States;
- 9 (B) suffered a service connected death or disability as
- 10 determined by the United States Department of Veterans
- 11 Affairs;
- 12 (C) received any discharge or separation from the armed
- 13 forces other than a dishonorable discharge; and
- 14 (D) either listed Indiana as home of record at the time of
- 15 enlistment in the armed forces of the United States or resided
- 16 in Indiana at least five (5) years before the person first applies
- 17 for an exemption under this chapter.
- 18 (4) A person who:
- 19 (A) enters active duty service from a permanent home address
- 20 in Indiana;
- 21 (B) received a discharge or separation from the armed forces
- 22 of the United States other than a dishonorable discharge; and
- 23 (C) received the Purple Heart decoration or was wounded as
- 24 a result of enemy action.
- 25 (5) A person whose mother, father, or spouse:
- 26 (A) served as a public safety officer; and
- 27 (B) was killed in the line of duty.
- 28 (6) A person whose mother, father, or spouse:
- 29 (A) is a member of the 1977 fund;
- 30 (B) sustained a catastrophic physical personal injury in the line
- 31 of duty; and
- 32 (C) qualifies for benefits under IC 36-8-8-13.3(f) or
- 33 IC 36-8-8-13.5(m).
- 34 (7) A person whose mother, father, or spouse:
- 35 (A) was a member of the Indiana National Guard; and
- 36 (B) suffered a service connected death while serving on state
- 37 active duty (as described in IC 10-16-7-7).
- 38 (8) A person whose mother, father, or spouse:
- 39 (A) was a state police officer; and
- 40 (B) suffered a permanent and total disability from a
- 41 catastrophic personal injury that was sustained in the line of
- 42 duty and permanently prevents the state police officer from



1 performing any gainful work.

2 (b) In addition to the eligibility requirements under subsection (a),  
3 an individual must meet the following to be eligible for an educational  
4 costs exemption under this chapter:

5 (1) The individual is eligible to pay the resident tuition rate at the  
6 state educational institution the individual will attend, as  
7 determined by the state educational institution.

8 (2) If the individual:

9 (A) qualifies for an exemption under this chapter based on the  
10 service of the individual's mother or father; and

11 (B) was adopted by the individual's mother or father described  
12 in clause (A);

13 the individual was adopted before the individual was eighteen  
14 (18) years of age.

15 (3) If the individual qualifies for an exemption under this chapter  
16 based on the service of the individual's mother or father, the  
17 individual is not more than thirty-two (32) years of age when the  
18 individual first applies and becomes eligible for the exemption  
19 under this chapter.

20 (4) The individual is, after high school graduation, pursuing a  
21 prescribed course of study at the state educational institution.

22 (5) After July 1, 2020, the individual maintains satisfactory  
23 academic progress, as determined by the state educational  
24 institution.

25 SECTION 2. IC 21-14-4-2.5, AS AMENDED BY P.L.112-2019,  
26 SECTION 10, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE  
27 JULY 1, 2022]: Sec. 2.5. (a) This section applies to an individual who  
28 qualifies as an eligible applicant under section 1(a)(3) of this chapter  
29 because the individual's father, ~~or~~ mother, ~~or~~ spouse:

30 (1) enlisted or otherwise initially served in the armed forces of the  
31 United States after June 30, 2011; and

32 (2) suffered a disability as determined by the United States  
33 Department of Veterans Affairs.

34 (b) This section does not apply to an individual who:

35 (1) is an eligible applicant under section 1(a)(3) of this chapter;  
36 and

37 (2) qualifies as an eligible applicant under section 1(a)(1) or  
38 1(a)(2) of this chapter.

39 (c) Subject to ~~subsection (d) and~~ section 2(b) of this chapter, the  
40 eligible applicant is entitled to a **one hundred percent (100%)**  
41 reduction in the educational costs that would otherwise apply ~~as~~  
42 ~~follows:~~



(1) if the individual's father, ~~or~~ mother, ~~or~~ spouse suffered a disability as determined by the United States Department of Veterans Affairs. with a rating of eighty percent (80%) or more; the individual is entitled to a one hundred percent (100%) reduction in education costs:

(2) If the individual's father or mother suffered a disability as determined by the United States Department of Veterans Affairs with a rating of less than eighty percent (80%); the individual is entitled to a reduction in education costs equal to the sum of:

(A) twenty percent (20%); plus

(B) the disability rating of the individual's father or mother:

(d) The latest disability rating determined by the United States Department of Veterans Affairs for an individual's father or mother shall be used to compute the percentage by which education costs are reduced under this section. If the disability rating of the individual's father or mother changes after the beginning of an academic semester, quarter, or other period for which educational costs have been reduced under this section, the change in disability rating shall be applied beginning with the immediately following academic semester, quarter, or other period:

