

HOUSE BILL No. 1245

DIGEST OF INTRODUCED BILL

Citations Affected: IC 20-24-1-2.5; IC 21-7-13-6; IC 21-12; IC 21-13-10; IC 21-14-5-6; IC 21-16-2-8; IC 21-18.5; IC 21-22-3-6; IC 21-26; IC 27-1-15.6-7.3.

Synopsis: Various higher education matters. Changes the name of Bethel College to Bethel University and removes Saint Joseph's College with regard to the definitions of an "authorizer" of a charter school and an "approved postsecondary educational institution". Provides that Purdue University Northwest is a metropolitan university. Makes changes concerning the name of Purdue University Fort Wayne. (Current law references the university as Indiana University-Purdue University Fort Wayne.) Provides that: (1) the commission for higher education (commission) shall provide each high school in Indiana with the names of the students of that high school who have filed for financial aid if the high school has entered into an agreement with the commission; and (2) each Indiana high school shall enter into an agreement to allow the commission to share the information with the Indiana high school. Removes a provision that requires the insurance commissioner to deposit fees collected for certain insurance producer certificates into the insurance education scholarship fund (which is being repealed). Repeals provisions concerning the following: (1) Hoosier scholar award program. (2) Insurance education scholarship fund. (3) Teacher loan repayment program and fund. Repeals provisions that require: (1) the board of trustees of Indiana University to facilitate the development and operation of Indiana University-Purdue University Fort Wayne as a multisystem metropolitan university; and (2) each state educational institution to provide the commission with a report concerning participation in the senior citizen tuition exemption. Makes conforming changes.

Effective: July 1, 2019.

Sullivan

January 10, 2019, read first time and referred to Committee on Education.



First Regular Session of the 121st General Assembly (2019)

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 2018 Regular and Special Session of the General Assembly.

HOUSE BILL No. 1245

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 20-24-1-2.5, AS AMENDED BY P.L.221-2015,
2 SECTION 1, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
3 JULY 1, 2019]: Sec. 2.5. "Authorizer" means, for a charter school, one
4 (1) of the following:

- 5 (1) Subject to IC 20-24-2.2-1.2, a governing body.
6 (2) A state educational institution that offers a four (4) year
7 baccalaureate degree.
8 (3) The executive (as defined in IC 36-1-2-5) of a consolidated
9 city.
10 (4) The charter board.
11 (5) Subject to IC 20-24-2.2-1.2, a governing board of a nonprofit
12 college or university that provides a four (4) year educational
13 program for which it awards a baccalaureate or more advanced
14 degree, including the following:
15 Anderson University
16 Bethel College University
17 Butler University



1 Calumet College of St. Joseph
 2 DePauw University
 3 Earlham College
 4 Franklin College
 5 Goshen College
 6 Grace College
 7 Hanover College
 8 Holy Cross College
 9 Huntington University
 10 Indiana Tech
 11 Indiana Wesleyan University
 12 Manchester College
 13 Marian University
 14 Martin University
 15 Oakland City University
 16 Rose-Hulman Institute of Technology
 17 ~~Saint Joseph's College~~
 18 Saint Mary-of-the-Woods College
 19 Saint Mary's College
 20 Taylor University
 21 Trine University
 22 University of Evansville
 23 University of Indianapolis
 24 University of Notre Dame
 25 University of Saint Francis
 26 Valparaiso University
 27 Wabash College.

28 SECTION 2. IC 21-7-13-6, AS AMENDED BY P.L.217-2017,
 29 SECTION 141, IS AMENDED TO READ AS FOLLOWS
 30 [EFFECTIVE JULY 1, 2019]: Sec. 6. (a) "Approved postsecondary
 31 educational institution", for purposes of this title (except section 15 of
 32 this chapter, IC 21-12-6, and IC 21-13-1-4) means the following:

33 (1) A postsecondary educational institution that operates in
 34 Indiana and:

35 (A) provides an organized two (2) year or longer program of
 36 collegiate grade directly creditable toward a baccalaureate
 37 degree;

38 (B) is either operated by the state or operated nonprofit; and

39 (C) is accredited by a recognized regional accrediting agency,
 40 including:

41 (i) Ancilla College;

42 (ii) Anderson University;



- 1 (iii) ~~Bethel College~~; **University**;
- 2 (iv) Butler University;
- 3 (v) Calumet College of St. Joseph;
- 4 (vi) DePauw University;
- 5 (vii) Earlham College;
- 6 (viii) Franklin College;
- 7 (ix) Goshen College;
- 8 (x) Grace College and Seminary;
- 9 (xi) Hanover College;
- 10 (xii) Holy Cross College;
- 11 (xiii) Huntington University;
- 12 (xiv) Indiana Institute of Technology;
- 13 (xv) Indiana Wesleyan University;
- 14 (xvi) Manchester College;
- 15 (xvii) Marian University;
- 16 (xviii) Martin University;
- 17 (xix) Oakland City University;
- 18 (xx) Rose-Hulman Institute of Technology;
- 19 ~~(xxi) Saint Joseph's College~~;
- 20 ~~(xxii)~~ **(xxi)** Saint Mary-of-the-Woods College;
- 21 ~~(xxiii)~~ **(xxii)** Saint Mary's College;
- 22 ~~(xxiv)~~ **(xxiii)** Taylor University;
- 23 ~~(xxv)~~ **(xxiv)** Trine University;
- 24 ~~(xxvi)~~ **(xxv)** University of Evansville;
- 25 ~~(xxvii)~~ **(xxvi)** University of Indianapolis;
- 26 ~~(xxviii)~~ **(xxvii)** University of Notre Dame;
- 27 ~~(xxix)~~ **(xxviii)** University of Saint Francis;
- 28 ~~(xxx)~~ **(xxix)** Valparaiso University; and
- 29 ~~(xxxi)~~ **(xxx)** Wabash College;
- 30 or is accredited by the board for proprietary education under
- 31 IC 21-18.5-6 or an accrediting agency recognized by the
- 32 United States Department of Education.
- 33 (2) Ivy Tech Community College.
- 34 (3) A hospital that operates a nursing diploma program that is
- 35 accredited by the Indiana state board of nursing.
- 36 (4) A postsecondary credit bearing proprietary educational
- 37 institution that meets the following requirements:
- 38 (A) Is incorporated in Indiana, or is registered as a foreign
- 39 corporation doing business in Indiana.
- 40 (B) Is fully accredited by and is in good standing with the
- 41 board for proprietary education under IC 21-18.5-6.
- 42 (C) Is accredited by and is in good standing with a regional or



national accrediting agency.

(D) Offers a course of study that is at least eighteen (18) consecutive months in duration (or an equivalent to be determined by the board for proprietary education under IC 21-18.5-6) and that leads to an associate or a baccalaureate degree recognized by the board for proprietary education under IC 21-18.5-6.

(E) Is certified by the board for proprietary education as meeting the requirements of this subdivision.

(5) A postsecondary SEI affiliated educational institution.

(b) "Approved postsecondary educational institution" for purposes of section 15 of this chapter, IC 21-12-6, and IC 21-13-1-4, means the following:

(1) A state educational institution.

(2) A nonprofit college or university.

(3) A postsecondary credit bearing proprietary educational institution that is accredited by an accrediting agency recognized by the United States Department of Education.

(4) A postsecondary SEI affiliated educational institution.

SECTION 3. IC 21-12-5 IS REPEALED [EFFECTIVE JULY 1, 2019]. (Hoosier Scholar Award Program).

SECTION 4. IC 21-12-9 IS REPEALED [EFFECTIVE JULY 1, 2019]. (Insurance Education Scholarship Fund).

SECTION 5. IC 21-12-13-2, AS AMENDED BY P.L.191-2017, SECTION 3, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2019]: Sec. 2. (a) This section applies to the following scholarship, stipend, and fee remission statutes:

(1) IC 21-12-3.

(2) IC 21-12-4.

(3) IC 21-12-6.

~~(4) IC 21-12-9.~~

~~(5)~~ (4) IC 21-13-2.

~~(6)~~ (5) IC 21-13-7.

~~(7)~~ (6) IC 21-13-8.

~~(8)~~ (7) IC 21-13-4.

~~(9)~~ (8) IC 21-14-5.

~~(10)~~ (9) IC 21-12-16.

(b) Except as provided in subsection (c), and except for a stipend granted under IC 21-13-8 to an individual described in IC 21-13-8-1(b)(2)(B), a grant or reduction in tuition or fees, including all renewals and extensions, under any of the laws listed in subsection (a) may not exceed the number of terms that constitutes four (4)



undergraduate academic years, as determined by the commission, and must be used within eight (8) years after the date the individual first applies and becomes eligible for benefits under the applicable law.

(c) The commission may, subject to the availability of funds, extend eligibility under subsection (b) for a recipient who used a grant or reduction in tuition or fees under any of the statutes listed in subsection (a) at a postsecondary educational institution that closed. The extension of eligibility may not exceed the number of terms used by the recipient at the postsecondary educational institution that closed.

SECTION 6. IC 21-13-10 IS REPEALED [EFFECTIVE JULY 1, 2019]. (Teacher Loan Repayment Program and Fund).

SECTION 7. IC 21-14-5-6 IS REPEALED [EFFECTIVE JULY 1, 2019]. Sec. 6: (a) In addition, not later than thirty (30) days after the end of each semester (or its equivalent if the state educational institution does not conduct its academic year on a semester basis); each state educational institution shall provide the commission with a comprehensive report detailing the extent to which the institution participated in the senior citizen tuition exemption under this chapter:

(b) The report must include the following information:

(1) The number of senior citizens who qualified for a tuition exemption.

(2) The courses in which the senior citizens enrolled.

(3) The number of semester hours (or its equivalent) taken by senior citizens under this chapter.

(4) Any other pertinent information required by the commission.

SECTION 8. IC 21-16-2-8, AS AMENDED BY P.L.272-2013, SECTION 12, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2019]: Sec. 8. Funds received by students under this chapter must not be considered as financial aid and must not be used in determining awards under the provisions of IC 21-12-3 and IC 21-12-4. and IC 21-12-5.

SECTION 9. IC 21-18.5-1-6 IS ADDED TO THE INDIANA CODE AS A NEW SECTION TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2019]: Sec. 6. (a) As used in this section, "high school" has the meaning set forth in IC 20-18-2-7.

(b) The commission shall provide each high school in Indiana with the names of the students of that high school who have filed for financial aid if the high school has entered into an agreement with the commission as required under subsection (c).

(c) Each Indiana high school shall enter into an agreement, in accordance with the federal Family Education Rights and Privacy Act (20 U.S.C. 1232g et seq.), to allow the commission to share the



1 **information described in subsection (b) with the Indiana high**
 2 **school. A school corporation may enter into one (1) agreement for**
 3 **individual or multiple high schools of the school corporation.**

4 SECTION 10. IC 21-18.5-4-3, AS AMENDED BY P.L.46-2014,
 5 SECTION 5, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
 6 JULY 1, 2019]: Sec. 3. For purposes of administering this chapter, the
 7 commission shall do the following:

8 (1) Prepare and supervise the issuance of public information
 9 concerning this chapter, IC 21-12-2, IC 21-12-3, **and** IC 21-12-4.
 10 ~~and IC 21-12-5.~~

11 (2) Prescribe the form and regulate the submission of applications
 12 for higher education awards and the commission's programs.

13 (3) Conduct conferences and interviews with applicants as
 14 appropriate.

15 (4) Determine the eligibility of applicants.

16 (5) Select qualified applicants.

17 (6) Determine annually the maximum higher education award
 18 (IC 21-12-3) and freedom of choice award (IC 21-12-4), subject
 19 to approval by the budget agency with review by the budget
 20 committee.

21 (7) Determine the respective amounts of, and award, the
 22 appropriate higher education awards, grants, and scholarships.

23 (8) Determine eligibility for, and award, annual renewals of
 24 higher education awards, grants, and scholarships.

25 (9) Act as the designated state agency for participation in any
 26 federal program for reinsurance of student loans.

27 (10) Receive federal funds made available to the commission for
 28 awards, grants, and scholarships, and disburse these funds in the
 29 manner prescribed by federal law.

30 (11) One (1) time every year, submit a report to the legislative
 31 council that provides data and statistical information regarding
 32 the number of individuals who received assistance under
 33 IC 21-12-6 and IC 21-12-6.5. The report made to the legislative
 34 council must be in an electronic format under IC 5-14-6.

35 (12) One (1) time every year, submit a report to the budget
 36 committee that provides data and statistical information regarding
 37 the number of individuals who received assistance under
 38 IC 21-12, IC 21-13, and IC 21-14.

39 ~~(13) Administer and determine the eligibility of applicants for,~~
 40 ~~and award amounts under, the teacher loan repayment program~~
 41 ~~established under IC 21-13-10.~~

42 SECTION 11. IC 21-22-3-6, AS ADDED BY P.L.220-2011,



SECTION 354, IS AMENDED TO READ AS FOLLOWS
 [EFFECTIVE JULY 1, 2019]: Sec. 6. Not later than June 30, 2007, Ivy Tech Community College shall enter into a lease, after review by the budget committee and approval by the budget agency, with the owners of the Fort Wayne Regional Public Safety Center to be constructed after July 1, 2005, in the Southtown Community Revitalization Enhancement District to use the Fort Wayne Regional Public Safety Center to further its partnership with the Northeast Indiana Workforce Investment Board, the Regional Anthis Career Center, the Indiana National Guard, ~~Indiana University-Purdue~~ **Purdue** University at Fort Wayne, and other area institutions to allow the Fort Wayne Regional Public Safety Center to offer public safety related degree programs. The lease may not exceed a term that ends before July 1, 2022, or provide for a lease rental payment, excluding a reasonable allowance for maintenance and repair services, that exceeds one million dollars (\$1,000,000) in any state fiscal year covered by the lease.

SECTION 12. IC 21-26-1-4, AS ADDED BY P.L.213-2015, SECTION 238, IS AMENDED TO READ AS FOLLOWS
 [EFFECTIVE JULY 1, 2019]: Sec. 4. ~~"Multisystem "~~Metropolitan university" means public facilities, faculty, and other personnel:

- (1) operating primarily in a city that is classified as a second class city under IC 36-4-1-1;
- (2) that were managed by Purdue University on January 1, 2015;
- (3) serving a diverse student body including both recent high school graduates and adults, many of whom are first generation students, low income students, or other students balancing their education with work and family obligations;
- (4) providing students with an opportunity ~~at one (1) campus~~ to engage in an educational course of study that leads to a postsecondary educational degree from Purdue University; ~~or Indiana University, or both;~~
- (5) administered as a ~~core~~ campus that emphasizes the significance and complementarity of the ~~core~~ campus to the main ~~campuses~~ **campus** of Purdue University at West Lafayette, Indiana; ~~and Indiana University at Bloomington, Indiana;~~ and
- (6) endowed with the resources and authority, necessary or appropriate, to carry out all of higher education's traditional values in teaching, research, and professional service, and, in addition, to provide leadership to a metropolitan region by using its human resources and financial resources to improve the region's quality of life.

SECTION 13. IC 21-26-5-1, AS ADDED BY P.L.213-2015,



SECTION 239, IS AMENDED TO READ AS FOLLOWS
 [EFFECTIVE JULY 1, 2019]: Sec. 1. The commission for higher
 education shall designate, treat, and classify, for reporting purposes,
~~Indiana University-Purdue~~ **Purdue University Fort Wayne and Purdue**
University Northwest as a ~~multisystem~~ metropolitan ~~university~~
universities and not a regional ~~campus~~ **campuses**.

SECTION 14. IC 21-26-5-2, AS ADDED BY P.L.213-2015,
 SECTION 239, IS AMENDED TO READ AS FOLLOWS
 [EFFECTIVE JULY 1, 2019]: Sec. 2. The commission for higher
 education shall establish a set of policies for ~~Indiana University-Purdue~~
Purdue University Fort Wayne and Purdue University Northwest
 that recognizes ~~its~~ **their** unique ~~role~~ **roles** in the Indiana system of
 public higher education, including policies that:

(1) establish performance funding metrics that are appropriate for
 the characteristics of the student ~~body~~ **bodies** enrolled full time
 and part time at ~~Indiana University-Purdue~~ **Purdue University**
 Fort Wayne **and Purdue University Northwest**;

(2) permit a higher percentage of on-campus residential housing
 than is permitted by the commission for higher education for
 regional campuses;

(3) facilitate the delivery of a broad array of master's ~~degree~~
degrees and terminal professional doctoral degrees:

(A) that are offered in disciplines needed in the metropolitan
~~area~~; **areas**; and

(B) as approved by the board of trustees of ~~the respective~~
~~degree granting state educational institution~~ **Purdue**
University and the commission for higher education; and

(4) facilitate both basic and applied research primarily but not
 limited exclusively to research having the potential to advance the
 quality of life in the ~~region~~ **regions** in which ~~Indiana~~
~~University-Purdue~~ **Purdue University Fort Wayne is and Purdue**
University Northwest are located and the competitiveness and
 recognition of ~~the region's~~ **their regions'** individuals, businesses,
 and other entities in global commerce and affairs.

SECTION 15. IC 21-26-5-3, AS ADDED BY P.L.213-2015,
 SECTION 239, IS AMENDED TO READ AS FOLLOWS
 [EFFECTIVE JULY 1, 2019]: Sec. 3. The board of trustees of Purdue
 University shall facilitate the development and operation of ~~Indiana~~
~~University-Purdue~~ **Purdue University Fort Wayne and Purdue**
University Northwest as a ~~multisystem~~ metropolitan ~~university~~;
universities, including the goals and policies described in section 2 of
 this chapter. The board of trustees, the president, the faculty, and the



1 administration of Purdue University shall recognize the need for
 2 ~~Indiana University-Purdue~~ **Purdue** University Fort Wayne **and Purdue**
 3 **University Northwest** to develop unique policies and practices in
 4 support of ~~its mission~~ **their missions** and shall encourage within the
 5 Purdue University ~~and Indiana University~~ **systems system**
 6 opportunities for flexibility and autonomy.

7 SECTION 16. IC 21-26-5-4 IS REPEALED [EFFECTIVE JULY 1,
 8 2019]. ~~Sec. 4. The board of trustees of Indiana University shall~~
 9 ~~facilitate the development and operation of Indiana University-Purdue~~
 10 ~~University Fort Wayne as a multisystem metropolitan university;~~
 11 ~~including the goals and policies described in section 2 of this chapter.~~
 12 ~~The board of trustees, the president, the faculty, and the administration~~
 13 ~~of Indiana University shall recognize the need for Indiana~~
 14 ~~University-Purdue University Fort Wayne to develop unique policies~~
 15 ~~and practices in support of its mission and shall encourage within the~~
 16 ~~Purdue University and Indiana University systems opportunities for~~
 17 ~~flexibility and autonomy.~~

18 SECTION 17. IC 27-1-15.6-7.3, AS AMENDED BY P.L.3-2008,
 19 SECTION 209, IS AMENDED TO READ AS FOLLOWS
 20 [EFFECTIVE JULY 1, 2019]: Sec. 7.3. (a) The commissioner may
 21 design or have designed an insurance producer certificate suitable for
 22 framing and display.

23 (b) Upon request of an insurance producer, the commissioner may
 24 issue a certificate described in subsection (a).

25 (c) The commissioner may impose and collect a reasonable fee for
 26 a certificate issued under subsection (b). ~~The commissioner shall~~
 27 ~~deposit fees collected under this subsection into the insurance~~
 28 ~~education scholarship fund established by IC 21-12-9-5.~~

29 (d) The commissioner shall establish guidelines to implement this
 30 section.

