

Second Regular Session of the 119th General Assembly (2016)

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 2015 Regular Session of the General Assembly.

HOUSE ENROLLED ACT No. 1248

AN ACT to amend the Indiana Code concerning higher education.

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

SECTION 1. IC 21-12-1.7-2, AS ADDED BY P.L.281-2013, SECTION 5, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2016]: Sec. 2. **(a) This subsection expires June 30, 2017.** For purposes of this chapter, "accelerated progress" means successfully completing

- (1) at least thirty-nine (39) credit hours or the equivalent by the end of the student's first academic year; or
- (2) at least seventy-eight (78) credit hours or the equivalent by the end of the student's second academic year.

(b) This subsection applies to an academic year beginning after August 31, 2017. For purposes of this chapter, "accelerated progress" means successfully completing at least thirty-nine (39) credit hours or the equivalent during the student's first academic year or second academic year.

SECTION 2. IC 21-12-1.7-3, AS AMENDED BY P.L.2-2014, SECTION 91, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2016]: Sec. 3. (a) This section applies to an academic year beginning after August 31, 2014. The commission shall publish annually a schedule of award amounts for the higher education award and freedom of choice grant issued under this article. The schedule must provide award amounts on the basis of the recipient's expected family contribution. The expected family contribution shall be derived

HEA 1248 — Concur



from information submitted on the recipient's financial aid application form. The commission shall determine award amounts separately for:

- (1) recipients attending approved public state educational institutions (except Ivy Tech Community College);
- (2) Ivy Tech Community College;
- (3) recipients attending a nonprofit college or university listed in IC 21-7-13-6(a)(1)(C); and
- (4) recipients attending approved postsecondary credit bearing proprietary institutions.

(b) This subsection expires June 30, 2017. The schedule of award amounts published under subsection (a) shall offer a larger award to a recipient who, as of the student's most recently concluded academic year, has successfully completed:

- (1) at least thirty (30) credit hours or the equivalent by the end of the student's first academic year;
- (2) at least sixty (60) credit hours or the equivalent by the end of the student's second academic year; or
- (3) at least ninety (90) credit hours or the equivalent by the end of the student's third academic year.

A student's academic years used to determine if the student meets the requirements of this subdivision are not required to be successive calendar years.

(c) This subsection applies to an academic year beginning after August 31, 2017. The schedule of award amounts published under subsection (a) must offer a larger award to first time and prior recipients who successfully completed:

- (1) at least thirty (30) credit hours or the equivalent during the last academic year in which the student received state financial aid; or**
- (2) at least thirty (30) credit hours or the equivalent during the last academic year in which the student was enrolled in a postsecondary educational institution.**

(d) In determining eligibility under subsection (c), the commission shall apply all the following types of credits regardless of whether the credits were completed during the last academic year described in subsection (c)(1) or (c)(2):

- (1) Credits earned from dual credit, advanced placement, and international baccalaureate courses.**
- (2) College credits earned during high school.**
- (3) Credits earned exceeding thirty (30) credit hours during a previous academic year in which a student received state financial aid.**



~~(e)~~ (e) The schedule of award amounts shall set forth an amount for recipients described in subsection (a)(1) that is equal to fifty percent (50%) of the amount for recipients described in subsection (a)(3).

~~(d)~~ (f) This subsection expires September 1, 2016. A student that initially enrolls in an eligible institution for an academic year beginning before September 1, 2013, is eligible for the larger award determined under subsection (b) regardless of the student's credit completion.

SECTION 3. IC 21-12-1.7-4, AS ADDED BY P.L.281-2013, SECTION 5, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2016]: Sec. 4. ~~(a) This section applies to a student who initially enrolls in an eligible institution for an academic year beginning after August 31, 2013.~~

~~(b)~~ (a) The commission shall offer an additional award to a recipient who:

- (1) is an academic honors student;
- (2) received an associate degree before enrolling in a baccalaureate degree program; or
- (3) made accelerated progress during the recipient's most recently concluded academic year.

~~(e)~~ (b) The commission may establish one (1) or more student performance incentives in addition to those listed under subsection ~~(b)~~: (a).

~~(d)~~ (c) The commission shall determine the amount of each incentive bonus annually, based on the available appropriation.

SECTION 4. IC 21-12-1.7-5, AS AMENDED BY P.L.234-2015, SECTION 5, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2016]: Sec. 5. ~~(a) If the sum of awards under sections 3 and 4 of this chapter exceeds the appropriation in a given year, the commission shall reduce the level of awards offered under section 4 of this chapter as necessary so that the sum of awards under sections 3 and 4 of this chapter does not exceed the appropriation.~~

~~(b) The commission may increase, but shall not decrease, the amounts of awards published under section 3 of this chapter from the amount offered the previous academic year.~~

SECTION 5. IC 21-12-3-1, AS AMENDED BY P.L.217-2015, SECTION 1, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2016]: Sec. 1. (a) An applicant is eligible for a first year higher education award under this chapter if the student meets the following requirements:

- (1) The applicant is a resident of Indiana, as defined by the commission.
- (2) The applicant:



- (A) has successfully completed the program of instruction at an approved secondary school;
 - (B) has been granted a:
 - (i) high school equivalency certificate before July 1, 1995; or
 - (ii) state of Indiana general educational development (GED) diploma under IC 20-10.1-12.1 (before its repeal), IC 20-20-6 (before its repeal), or IC 22-4.1-18; or
 - (C) is a student in good standing at an approved secondary school and is engaged in a program that in due course will be completed by the end of the current academic year.
- (3) The financial resources reasonably available to the applicant, as defined by the commission, are such that, in the absence of a higher education award under this chapter, the applicant would be deterred from completing the applicant's education at the approved postsecondary educational institution that the applicant has selected and that has accepted the applicant. In determining the financial resources reasonably available to an applicant to whom IC 21-18.5-4-8 applies, the commission must consider the financial resources of the applicant's legal parent.
- (4) The applicant will use the award initially at that approved postsecondary educational institution.
- (5) ~~If~~ The student is ~~already~~ enrolled **full time** in an approved postsecondary educational institution ~~the applicant must be a full-time student and be~~ making satisfactory **academic** progress, as determined by the ~~commission~~, **postsecondary educational institution**, toward a first baccalaureate degree.
- (6) The student declares, in writing, a specific educational objective or course of study and enrolls in:
- (A) courses that apply toward the requirements for completion of that objective or course of study; or
 - (B) courses designed to help the student develop the basic skills that the student needs to successfully achieve that objective or continue in that course of study.
- (7) The student is not eligible to receive a twenty-first century scholarship under IC 21-12-6.
- (8) The student is not eligible to receive a:
- (A) National Guard tuition supplement grant under IC 21-13-4; or
 - (B) scholarship under the National Guard scholarship extension program under IC 21-13-5.
- (b) This subsection applies to an individual who:



(1) meets the requirements set forth in subsection (a); and
 (2) before the date that eligibility is determined by the commission, has been placed by or with the consent of the department of child services, by a court order, or by a licensed child placing agency in:

- (A) a foster family home;
- (B) the home of a relative or other unlicensed caretaker;
- (C) a child caring institution; or
- (D) a group home.

The commission shall consider an individual to whom this subsection applies as a full-need student under the commission's rules when determining the eligibility of the individual to receive financial aid administered by the commission under this chapter.

SECTION 6. IC 21-12-3-4, AS AMENDED BY P.L.107-2012, SECTION 17, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2016]: Sec. 4. A student who:

- (1) participates in:
 - (A) a nursing diploma program that is accredited by the Indiana state board of nursing and operated by a hospital;
 - (B) a technical certificate or associate degree program at Ivy Tech Community College; ~~or~~
 - (C) a technical certificate or associate degree program at Vincennes University; or**
 - ~~(D)~~ **(D)** an associate degree program at a postsecondary credit bearing proprietary educational institution that qualifies as an approved postsecondary educational institution; and
- (2) meets the requirements in sections 1 and 2 of this chapter for a first year higher education award except the requirement of satisfactory progress toward a first baccalaureate degree;

is eligible to receive a state higher education award under this chapter. However, the student must make satisfactory progress toward obtaining the diploma, technical certificate, or associate degree to remain eligible for the award.

SECTION 7. IC 21-12-3-9, AS AMENDED BY P.L.281-2013, SECTION 9, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2016]: Sec. 9. **(a)** A higher education award for a student in a program leading to a baccalaureate degree may be renewed for a total of three (3) undergraduate academic years following the academic year of the first award or until an earlier time as the student receives a degree normally obtained in four (4) undergraduate academic years. A higher education award for a student in a program leading to a technical certificate or an undergraduate associate degree may be



renewed for the number of academic years normally required to obtain a certificate or degree in the student's program. The commission may grant a renewal only upon application and only upon its finding that:

- (1) the applicant has successfully completed the work of a preceding year;
- (2) the applicant remains domiciled in Indiana;
- (3) the recipient's financial situation continues to warrant an award, based on the financial requirements set forth in section (1)(a)(3) of this chapter;
- (4) the applicant is eligible under section 2 of this chapter;
- (5) if the student initially enrolls in an eligible institution for a semester (or its equivalent) beginning after June 30, 2012, the student maintains at least a cumulative grade point average that the eligible institution determines is satisfactory academic progress, and as determined by the eligible institution;
- (6) beginning in an academic year beginning after August 31, 2017, the student successfully completes:**

(A) at least twenty-four (24) credit hours or the equivalent during the last academic year in which the student received state financial aid; or

(B) at least twenty-four (24) credit hours or the equivalent during the last academic year in which the student was enrolled in a postsecondary educational institution; and

~~(6)~~ **(7) if the student initially enrolls in an eligible institution for an academic year beginning after August 31, 2013, the student successfully completes:**

(A) at least twenty-four (24) credit hours or the equivalent by the end of the student's first academic year;

(B) at least forty-eight (48) credit hours or the equivalent by the end of the student's second academic year; and

(C) at least seventy-two (72) credit hours or the equivalent by the end of the student's third academic year.

A student's academic years used to determine if the student meets the requirements of this subdivision are not required to be successive calendar years. A recipient who fails to meet the credit hour requirement for a particular academic year becomes ineligible for an award during the next academic year. The recipient may regain eligibility for an award in subsequent academic years if the recipient meets the aggregate credit hour requirements commensurate with the recipient's academic standing. In addition, the commission may allow a student who is otherwise ineligible under this subdivision for an award during



the next academic year to maintain eligibility for an award if the student submits a petition to the commission and the commission makes a determination that extenuating circumstances (as determined by the commission) prevented the student from meeting the requirements of this subdivision. **This subdivision expires June 30, 2017.**

(b) In determining eligibility under subsection (a)(6), the commission shall apply all the following types of credits regardless of whether the credits were completed during the last academic year described in subsection (a)(6)(A) or (a)(6)(B):

- (1) Credits earned from dual credit, advanced placement, and international baccalaureate courses.**
- (2) College credits earned during high school.**
- (3) Credits earned exceeding thirty (30) credit hours during a previous academic year in which a student received state financial aid.**

SECTION 8. IC 21-12-3-19, AS AMENDED BY P.L.234-2015, SECTION 6, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2016]: Sec. 19. **(a)** The auditor of state shall create a separate and segregated higher education award fund distinct from the freedom of choice grant fund.

(b) All money disbursed from the higher education award fund shall be in accordance with this chapter.

(c) The expense of administering the fund may be paid from money in the fund.

(d) Money remaining in the higher education award fund at the end of any fiscal year does not revert to the state general fund but remains available to be used for making higher education awards under this chapter, or it may be transferred to another fund under this article as directed by the commission under IC 21-12-1.2-2.

SECTION 9. IC 21-12-4-5, AS ADDED BY P.L.2-2007, SECTION 253, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2016]: Sec. 5. **(a)** The auditor of the state shall create a separate and segregated freedom of choice grant fund distinct from the higher education award fund.

(b) The expense of administering the fund may be paid from money in the fund.

SECTION 10. IC 21-12-6-5, AS AMENDED BY P.L.281-2013, SECTION 16, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2016]: Sec. 5. **(a) Unless a student qualifies under subsection (b),** to qualify to participate in the program, a student must meet the following requirements:



- (1) Be a resident of Indiana.
 - (2) Be:
 - (A) enrolled in grade 7 or 8 at a:
 - (i) public school; or
 - (ii) nonpublic school that is accredited either by the state board of education or by a national or regional accrediting agency whose accreditation is accepted as a school improvement plan under IC 20-31-4-2; or
 - (B) otherwise qualified under the rules of the commission that are adopted under IC 21-18.5-4-9(2) to include students who are in grades other than grade 8 as eligible students.
 - (3) Be a member of a household with an annual income of not more than the amount required for the individual to qualify for free or reduced priced lunches under the national school lunch program, as determined for the immediately preceding taxable year for the household **for which the student was claimed as a dependent.**
 - (4) Agree, in writing, together with the student's custodial parents or guardian, that the student will:
 - (A) graduate from a secondary school located in Indiana that meets the admission criteria of an eligible institution;
 - (B) not illegally use controlled substances (as defined in IC 35-48-1-9);
 - (C) not commit a crime or an infraction described in IC 9-30-5;
 - (D) not commit any other crime or delinquent act (as described in IC 31-37-1-2 or IC 31-37-2-2 through IC 31-37-2-5 (or IC 31-6-4-1(a)(1) through IC 31-6-4-1(a)(5) before their repeal));
 - (E) timely apply, when the eligible student is a senior in high school:
 - (i) for admission to an eligible institution; and
 - (ii) for any federal and state student financial assistance available to the eligible student to attend an eligible institution;
 - (F) achieve a cumulative grade point average upon graduation of:
 - (i) at least 2.0, if the student graduates from high school before July 1, 2014; and
 - (ii) at least 2.5, if the student graduates from high school after June 30, 2014;
- on a 4.0 grading scale (or its equivalent if another grading



scale is used) for courses taken during grades 9, 10, 11, and 12; and

(G) ~~participate in complete~~ an academic success program required under the rules adopted by the commission, if the student initially enrolls in high school after June 30, 2013.

(b) A student is ~~also qualified~~ **qualifies** to participate in the program if the student:

(1) before or during grade 7 or grade 8, is placed by or with the consent of the department of child services, by a court order, or by a child placing agency in:

- (A) a foster family home;
- (B) the home of a relative or other unlicensed caretaker;
- (C) a child caring institution; or
- (D) a group home;

(2) meets the requirements in subsection (a)(1) through (a)(2); and

~~(2)~~ **(3) agrees in writing, together with the student's caseworker (as defined in IC 31-9-2-11) or legal guardian, to the conditions set forth in subsection (a)(4). and**

~~(3) except as provided in subdivision (2); otherwise meets the requirements of subsection (a).~~

(c) The commission may require that an applicant apply electronically to participate in the program using an online Internet application on the commission's web site.

SECTION 11. IC 21-12-6-6, AS AMENDED BY P.L.234-2015, SECTION 14, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2016]: Sec. 6. (a) A student may apply to the commission for a scholarship. To qualify for a scholarship, the student must meet the following requirements:

- (1) Be an eligible student who qualified to participate in the program under section 5 of this chapter.
- (2) Be a resident of Indiana.
- (3) Be a graduate from a secondary school located in Indiana that meets the admission criteria of an eligible institution and have achieved a cumulative grade point average in high school of:
 - (A) at least 2.0 on a 4.0 grading scale, if the student is expected to graduate from high school before July 1, 2014; and
 - (B) at least 2.5 on a 4.0 grading scale, if the student is expected to graduate from high school after June 30, 2014.
- (4) Have applied to attend and be accepted to attend as a full-time student an eligible institution.
- (5) Certify in writing that before the student's graduation from



high school the student:

- (A) did not illegally use controlled substances (as defined in IC 35-48-1-9);
 - (B) did not illegally consume alcoholic beverages;
 - (C) did not commit any other crime or a delinquent act (as described in IC 31-37-1-2 or IC 31-37-2-2 through IC 31-37-2-5 (or IC 31-6-4-1(a)(1) through IC 31-6-4-1(a)(5) before their repeal));
 - (D) timely filed an application for other types of financial assistance available to the student from the state or federal government; and
 - (E) ~~participated in~~ **completed** an academic success program required under the rules adopted by the commission.
- (6) Submit to the commission all the information and evidence required by the commission to determine eligibility as a scholarship applicant.
- (7) This subdivision applies only to applicants who initially enroll in the program under section 5 of this chapter or IC 21-12-6.5-2 after June 30, 2011. For purposes of this chapter, applicants who are enrolled in the program before July 1, 2011, will not have an income or financial resources test applied to them when they subsequently apply for a scholarship. Have a lack of financial resources reasonably available to the applicant, as defined by the commission, that, in the absence of an award under this chapter, would deter the scholarship applicant from completing the applicant's education at the approved postsecondary educational institution that the applicant has selected and that has accepted the applicant.
- (8) Meet any other minimum criteria established by the commission.

(b) This section applies to an individual who graduates from high school after December 31, 2011. To be eligible for a scholarship under this section, a student must initially attend ~~the~~ **an** eligible institution described in subsection (a)(4) not later than the fall semester (or its equivalent, as determined by the commission) in the year immediately following the year in which the student graduates from high school.

SECTION 12. IC 21-12-6-7, AS AMENDED BY P.L.281-2013, SECTION 17, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2016]: Sec. 7. (a) Subject to IC 21-12-13-2, a scholarship awarded under section 6 of this chapter or this section may be renewed. To qualify for a scholarship renewal, a scholarship recipient must do the following:

HEA 1248 — Concur



- (1) Submit to the commission a renewal application that contains all the information and evidence required by the commission to determine eligibility for the scholarship renewal.
- (2) Continue to be enrolled as a full-time student in good standing at an eligible institution.
- (3) This subdivision applies only to applicants who initially enroll in the program under section 5 of this chapter or IC 21-12-6.5-2 after June 30, 2011. For purposes of this chapter, applicants who are enrolled in the program before July 1, 2011, will not have an income or financial resources test applied to them when they subsequently apply to renew a scholarship. Continue to have a lack of financial resources reasonably available to the applicant, as defined by the commission, that, in the absence of an award under this chapter, would deter the scholarship applicant from completing the applicant's education at the approved postsecondary educational institution that the applicant has selected and that has accepted the applicant.
- (4) ~~If the student initially enrolls in an eligible institution for a semester (or its equivalent) beginning after June 30, 2012;~~ Maintain at least a cumulative grade point average that the ~~eligible institution determines~~ is satisfactory academic progress, **as determined by the eligible institution.**
- (5) If the student initially enrolls in an eligible institution for an academic year beginning after August 31, 2013, the student successfully completes:
 - (A) at least thirty (30) credit hours or the equivalent by the end of the student's first academic year;
 - (B) at least sixty (60) credit hours or the equivalent by the end of the student's second academic year; and
 - (C) at least ninety (90) credit hours or the equivalent by the end of the student's third academic year.

A student's academic years used to determine if the student meets the requirements of this subdivision are not required to be successive calendar years. A recipient who fails to meet the credit hour requirement for a particular academic year becomes ineligible for an award during the next academic year. The recipient may become eligible for an award in subsequent academic years if that recipient meets the aggregate credit hour requirements commensurate with the recipient's academic standing. In addition, the commission may allow a student who is otherwise ineligible under this subdivision for an award during the next academic year to maintain eligibility for an award if the



student submits a petition to the commission and the commission makes a determination that extenuating circumstances (as determined by the commission) prevented the student from meeting the requirements of this subdivision. **This subdivision expires June 30, 2017.**

(6) Beginning in an academic year beginning after August 31, 2017, the student successfully completes:

(A) at least thirty (30) credit hours or the equivalent during the last academic year in which the student received state financial aid; or

(B) at least thirty (30) credit hours or the equivalent during the last academic year in which the student was enrolled in postsecondary education.

~~(6)~~ **(7) Continue to meet any other minimum criteria established by the commission.**

(b) In determining eligibility under subsection (a)(6), the commission shall apply all the following types of credits regardless of whether the credits were completed during the last academic year described in subsection (a)(6)(A) or (a)(6)(B):

(1) Credits earned from dual credit, advanced placement, and international baccalaureate courses.

(2) College credits earned during high school.

(3) Credits earned exceeding thirty (30) credit hours during a previous academic year in which a student received state financial aid.

(c) The commission may allow a student who is otherwise ineligible under subsection (a)(6) for an award during the next academic year to maintain eligibility for an award if the student submits a petition to the commission and the commission makes a determination that extenuating circumstances (as determined by the commission) prevented the student from meeting the requirements under subsection (a)(6).

SECTION 13. IC 21-12-8-1, AS AMENDED BY P.L.234-2015, SECTION 15, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2016]: Sec. 1. (a) The adult student grant fund is established to make awards authorized under this chapter to eligible applicants.

(b) The fund consists of the following:

(1) Appropriations made by the general assembly.

(2) Gifts, grants, devises, or bequests made to the state to achieve the purposes of the fund.

(3) Amounts transferred to the fund as directed by the commission under IC 21-12-1.2-2.



(c) The fund shall be administered by the commission.

(d) The expenses of administering the fund shall be paid from money in the fund.

(e) The fund must be separate and distinct from other funds administered by the commission.

(f) The treasurer of state shall invest the money in the fund not currently needed to meet the obligations of the fund in the same manner as other public funds are invested.

(g) Money in the fund at the end of a state fiscal year does not revert to the state general fund but remains available to be used for providing money for adult student grants under this chapter, or it may be transferred to another fund under this article as directed by the commission under IC 21-12-1.2-2.

SECTION 14. IC 21-12-8-3, AS AMENDED BY P.L.234-2015, SECTION 17, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2016]: Sec. 3. (a) An applicant is eligible to receive an adult student grant if the following conditions are met:

(1) The applicant is domiciled in Indiana, as defined by the commission.

(2) The applicant:

(A) has received a diploma of graduation from an approved secondary school;

(B) has been granted a:

(i) high school equivalency certificate before July 1, 1995;
or

(ii) state of Indiana general educational development (GED) diploma under IC 20-10.1-12.1 (before its repeal), IC 20-20-6 (before its repeal), or IC 22-4.1-18; or

(C) is a student in good standing who is completing a final year of study at an approved secondary school and will be eligible upon graduation to attend an approved institution of higher learning.

(3) The applicant declares, in writing, a specific educational objective or course of study and enrolls in:

(A) a course that applies toward the requirements for completion of that objective or course of study; or

(B) a course designed to help the applicant develop the basic skills the applicant needs to successfully achieve that objective or continue in that course of study.

(4) The applicant enrolls in at least six (6) credit hours in any academic term.

(5) The commission or an approved postsecondary educational



institution acting as the commission's agent determines that the financial resources available to the applicant are such that in the absence of a grant under this chapter the applicant would be deterred from beginning or completing the applicant's declared educational objective or course of study.

(6) The applicant has not received a Frank O'Bannon grant for the maximum number of academic terms.

(7) The applicant is identified as financially independent from the applicant's parents as determined by the Free Application for Federal Student Aid (FAFSA).

(8) The applicant maintains satisfactory academic progress, as determined by the eligible institution.

(b) The commission may reduce an award offered under this section by the amount the applicant is eligible to receive in tuition reimbursement from an employer or another outside source.

SECTION 15. IC 21-12-8-5, AS AMENDED BY P.L.234-2015, SECTION 19, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2016]: Sec. 5. Subject to this chapter, a student's adult student grant may be renewed if the student does the following:

(1) Successfully completes at least eighteen (18) credit hours or their equivalent toward a certificate, nursing diploma, associate degree, or baccalaureate degree in the previous academic year.

(2) Demonstrates continuing financial need.

~~(3) Maintains at least a cumulative grade point average that the eligible institution determines is satisfactory academic progress:~~

SECTION 16. IC 21-12-10-3, AS AMENDED BY P.L.233-2015, SECTION 314, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2016]: Sec. 3. An individual is eligible for a Mitch Daniels early graduation scholarship if the individual:

(1) is a resident of Indiana, as defined by the commission;

(2) attended a publicly supported school on a full-time equivalency basis for at least the last two (2) semesters before the individual graduated from high school;

(3) had legal settlement (as defined in IC 20-18-2-11) in Indiana for at least the last two (2) semesters before the individual graduated from high school;

~~(4) met at least the minimum requirements set by the Indiana state board of education for granting a received a Core 40 high school diploma by the end of grade 11 (including any summer school courses completed before July 1 of a year) and was awarded after December 31, 2010, a high school diploma by the from the publicly supported school that the individual last attended for~~



- course credits; ~~earned before the end of grade 11;~~
- (5) was not enrolled in a publicly supported school for any part of grade 12;
- (6) applies to the commission for a Mitch Daniels early graduation scholarship in the manner specified by the commission; and
- (7) ~~within five (5) months after graduating from high school:~~
- (A) ~~becomes a student in good standing at an approved postsecondary educational institution whose students are eligible to receive, before September 1, 2014, a higher education award (IC 21-12-3-11) or a freedom of choice grant (IC 21-12-4-4); or, after August 31, 2014, a higher education award or freedom of choice grant published under IC 21-12-1.7-3; and~~
- (B) ~~is engaged in a program that will lead to an approved postsecondary degree or credential.~~
- (7) enrolls as a full-time student at an eligible institution not later than the fall semester (or its equivalent, as determined by the commission) in the academic year immediately following the year in which the student graduates from high school.**

SECTION 17. IC 21-16-1-8, AS AMENDED BY P.L.217-2015, SECTION 7, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2016]: Sec. 8. "Eligible student" means a student who:

- (1) is enrolled as a full-time student **or is eligible to receive an adult student grant (as defined in IC 21-12-1-4.5)** at an approved institution of higher education in Indiana;
- (2) completes a Free Application for Federal Student Aid;
- (3) meets financial eligibility requirements based on the student's financial aid application, regardless of the date on which the application is filed; and
- (4) meets any other criteria established by the commission.

SECTION 18. IC 21-35-1-4, AS ADDED BY P.L.2-2007, SECTION 276, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2016]: Sec. 4. "Facilities", for purposes of IC 21-35-7, means buildings and equipment located on or immediately adjacent to a university campus, the primary purpose of which is to make available or provide:

- (1) offstreet parking;
- (2) alternative transportation systems;
- (3) office space;
- (4) convenience, retail, and service establishments;



- (5) bookstores;
- (6) research;
- (7) outpatient and extended care;
- (8) food service;
- (9) temporary lodging quarters or similar structures used by:
 - (A) students;
 - (B) faculty;
 - (C) staff;
 - (D) patients; or
 - (E) visitors;
- (10) housing used by students in connection with:
 - (A) hospitals; ~~or~~
 - (B) health care units; ~~or~~
 - (C) dormitories; or**
 - (D) other residence facilities;**
- (11) academic instruction; or**
- ~~(H)~~ **(12) any combination of the buildings and services listed in this section.**

~~The term does not include undergraduate dormitories.~~

SECTION 19. IC 21-35-7-2, AS AMENDED BY P.L.205-2013, SECTION 332, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2016]: Sec. 2. This chapter applies to buildings and equipment located on or immediately adjacent to a campus of a state educational institution, the primary purpose of which is to make available or provide:

- (1) offstreet parking;
- (2) alternative transportation systems;
- (3) office space;
- (4) convenience, retail, and service establishments;
- (5) bookstores;
- (6) research;
- (7) outpatient and extended care;
- (8) food service;
- (9) temporary lodging quarters or similar structures used by students, faculty, staff, patients, or visitors; or
- (10) housing used by students in connection with hospitals, health care units, ~~or~~ hospitality facilities, **dormitories, or other residence facilities.**

~~The term does not include undergraduate dormitories.~~

SECTION 20. IC 21-35-7-7, AS AMENDED BY P.L.205-2013, SECTION 333, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2016]: Sec. 7. If the management and operation



of the property are to be by a developer or user, the specifications for the property must require that the property will be generally available ~~to:~~ **to its occupants and visitors**

(1) the students, faculty, staff, patients in hospitals or health care units;

(2) visitors to hospitals or health care units; and

(3) students, faculty, staff, or visitors to a hospitality facility;

without discrimination and at reasonable charges. These charges shall be reviewed and revised periodically by the board of trustees of the state educational institution to assure that the charges are at all times nondiscriminatory and reasonable.



Speaker of the House of Representatives

President of the Senate

President Pro Tempore

Governor of the State of Indiana

Date: _____ Time: _____

HEA 1248 — Concur

