

HOUSE BILL No. 1353

DIGEST OF INTRODUCED BILL

Citations Affected: IC 21-7-13-6; IC 21-12-6.

Synopsis: Proprietary educational institutions. Provides that a student attending a postsecondary credit bearing proprietary educational institution receives scholarship awards at the same level as a student attending a four year state educational institution. Makes corresponding changes to related sections.

Effective: July 1, 2015.

Saunders

January 14, 2015, read first time and referred to Committee on Education.



First Regular Session of the 119th General Assembly (2015)

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 2014 Regular Session and 2014 Second Regular Technical Session of the General Assembly.

HOUSE BILL No. 1353



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 21-7-13-6, AS AMENDED BY P.L.13-2013,
2 SECTION 58, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
3 JULY 1, 2015]: Sec. 6. (a) "Approved postsecondary educational
4 institution", for purposes of this title (except section 15 of this chapter,
5 IC 21-12-6, and IC 21-13-1-4) means the following:
6 (1) A postsecondary educational institution that operates in
7 Indiana and:
8 (A) provides an organized two (2) year or longer program of
9 collegiate grade directly creditable toward a baccalaureate
10 degree;
11 (B) is either operated by the state or operated nonprofit; and
12 (C) is accredited by a recognized regional accrediting agency,
13 including:
14 (i) Ancilla College;
15 (ii) Anderson University;



- 1 (iii) Bethel College;
 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) Saint Mary-of-the-Woods College;
 21 (xxiii) Saint Mary's College;
 22 (xxiv) Taylor University;
 23 (xxv) Trine University;
 24 (xxvi) University of Evansville;
 25 (xxvii) University of Indianapolis;
 26 (xxviii) University of Notre Dame;
 27 (xxix) University of Saint Francis;
 28 (xxx) Valparaiso University; and
 29 (xxxi) Wabash College;
- 30 or is **accredited authorized to conduct business** by the board
 31 for proprietary education under IC 21-18.5-6 or **accredited by**
 32 an accrediting agency recognized by the United States
 33 Department of Education.
- 34 (2) Ivy Tech Community College.
- 35 (3) A hospital that operates a nursing diploma program that is
 36 accredited by the Indiana state board of nursing.
- 37 (4) A postsecondary credit bearing proprietary educational
 38 institution that meets the following requirements:
- 39 (A) Is incorporated in Indiana, or is registered as a foreign
 40 corporation doing business in Indiana.
- 41 (B) Is fully accredited by and is in good standing with the
 42 board for proprietary education under IC 21-18.5-6.



- 1 (C) Is accredited by and is in good standing with a regional or
 2 national accrediting agency.
 3 (D) Offers a course of study that is at least eighteen (18)
 4 consecutive months in duration (or an equivalent to be
 5 determined by the board for proprietary education under
 6 IC 21-18.5-6) and that leads to an associate or a baccalaureate
 7 degree recognized by the board for proprietary education
 8 under IC 21-18.5-6.
 9 (E) Is certified by the board for proprietary education as
 10 meeting the requirements of this subdivision.

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

- 14 (1) A state educational institution.
 15 (2) A nonprofit college or university.
 16 (3) A postsecondary credit bearing proprietary educational
 17 institution that is accredited by an accrediting agency recognized
 18 by the United States Department of Education.

19 SECTION 2. IC 21-12-6-10, AS AMENDED BY P.L.107-2012,
 20 SECTION 24, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
 21 JULY 1, 2015]: Sec. 10. (a) This section applies to a student who
 22 qualifies for a scholarship under section 6 or 7 of this chapter, if the
 23 student initially enrolls in the program before July 1, 2011.

24 (b) The amount of a scholarship is equal to the lowest of the
 25 following amounts:

- 26 (1) If the scholarship applicant attends an eligible institution that
 27 is a state educational institution **or a postsecondary credit**
 28 **bearing proprietary educational institution described in**
 29 **IC 21-7-13-6(a)(4)** and:

- 30 (A) receives no other financial assistance specifically
 31 designated for educational costs, a full tuition scholarship to
 32 the state educational institution **or the postsecondary credit**
 33 **bearing proprietary educational institution; or**
 34 (B) receives other financial assistance specifically designated
 35 for educational costs, the balance required to attend the state
 36 educational institution **or the postsecondary proprietary**
 37 **credit bearing educational institution**, not to exceed the
 38 amount described in clause (A).

39 (2) If the scholarship applicant attends an eligible institution that
 40 is private and:

- 41 (A) receives no other financial assistance specifically
 42 designated for educational costs, an average of the full tuition



1 scholarship amounts of all state educational institutions not
 2 including Ivy Tech Community College; or
 3 (B) receives other financial assistance specifically designated
 4 for educational costs, the balance required to attend the college
 5 or university not to exceed the amount described in clause (A).

6 ~~(3) If the scholarship applicant attends an eligible institution that~~
 7 ~~is a postsecondary credit bearing proprietary educational~~
 8 ~~institution and:~~

9 ~~(A) receives no other financial assistance specifically~~
 10 ~~designated for educational costs; the lesser of:~~

11 ~~(i) the full tuition scholarship amounts of Ivy Tech~~
 12 ~~Community College; or~~

13 ~~(ii) the actual tuition and regularly assessed fees of the~~
 14 ~~eligible institution; or~~

15 ~~(B) receives other financial assistance specifically designated~~
 16 ~~for educational costs; the balance required to attend the~~
 17 ~~eligible institution; not to exceed the amount described in~~
 18 ~~clause (A).~~

19 SECTION 3. IC 21-12-6-10.3, AS AMENDED BY P.L.281-2013,
 20 SECTION 19, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
 21 JULY 1, 2015]: Sec. 10.3. (a) This section applies to a student who
 22 qualifies for a scholarship under section 6 or 7 of this chapter, if the
 23 student initially enrolls in the program after June 30, 2011. Applicants
 24 who are enrolled in the program before July 1, 2011, will not have an
 25 income or financial resources test applied to them under this section
 26 when they subsequently apply for a scholarship or apply to renew a
 27 scholarship.

28 (b) A scholarship applicant shall be awarded the following amount
 29 as adjusted under subsections (c) and (d):

30 (1) If the scholarship applicant attends an approved postsecondary
 31 educational institution that is a state educational institution **or a**
 32 **postsecondary credit bearing proprietary educational**
 33 **institution described in IC 21-7-13-6(a)(4)**, the full educational
 34 costs that the scholarship applicant would otherwise be required
 35 to pay at the eligible institution.

36 (2) If the scholarship applicant attends an approved postsecondary
 37 educational institution that is private, the lesser of the educational
 38 costs that the scholarship applicant would otherwise be required
 39 to pay at the private eligible institution, or the average of the
 40 educational costs of all state educational institutions, not
 41 including Ivy Tech Community College.

42 ~~(3) If the scholarship applicant attends an approved postsecondary~~



1 educational institution that is a postsecondary credit bearing
2 proprietary educational institution; the lesser of the educational
3 costs that the scholarship applicant would otherwise be required
4 to pay at the postsecondary credit bearing proprietary educational
5 institution or the educational costs of Ivy Tech Community
6 College.

7 (c) The amount of an award under subsection (b) shall be reduced
8 by:

9 (1) for an amount awarded before September 1, 2014:

10 (A) the amount of the Frank O'Bannon grant awarded to the
11 scholarship applicant; plus

12 (B) an additional amount based on the expected family
13 contribution, if necessary, as determined by the commission,
14 to provide scholarships within the available appropriation; or

15 (2) for an amount awarded after August 31, 2014, the amount
16 based on the expected family contribution, if necessary, as
17 determined by the commission, to provide scholarships within the
18 available appropriation.

19 (d) The total of all tuition scholarships awarded under this section
20 in a state fiscal year may not exceed the amount available for
21 distribution from the fund for scholarships under this chapter. If the
22 total amount to be distributed from the fund in a state fiscal year
23 exceeds the amount available for distribution, the amount to be
24 distributed to each eligible applicant shall be proportionately reduced
25 so that the total reductions equal the amount of the excess based on the
26 relative financial need of each eligible applicant.

