

HOUSE BILL No. 1613

DIGEST OF INTRODUCED BILL

Citations Affected: IC 20-51.4.

Synopsis: Indiana education scholarship account program. Amends the: (1) definition of "eligible student" for purposes of eligibility under the Indiana education scholarship account program; and (2) grant amount that an eligible student may receive under the program.

Effective: July 1, 2023.

Payne, Sweet, Cash, Jeter

January 19, 2023, read first time and referred to Committee on Education.



First Regular Session of the 123rd General Assembly (2023)

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 2022 Regular Session of the General Assembly.

HOUSE BILL No. 1613

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

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

1 SECTION 1. IC 20-51.4-2-4, AS ADDED BY P.L.165-2021,
2 SECTION 180, IS AMENDED TO READ AS FOLLOWS
3 [EFFECTIVE JULY 1, 2023]: Sec. 4. "Eligible student" refers to an
4 individual who:
5 (1) has legal settlement in Indiana; **and**
6 (2) is at least five (5) years of age and less than twenty-two (22)
7 years of age on the date in the school year specified in
8 IC 20-33-2-7.
9 (3) is a student with a disability at the time the account is
10 established who requires special education and for whom:
11 (A) an individualized education program;
12 (B) a service plan developed under ~~511 IAC 7-34~~; or
13 (C) a choice special education plan developed under ~~511~~
14 ~~IAC 7-49~~;
15 has been developed; and
16 (4) meets the annual income qualification requirement for a
17 choice scholarship student under ~~IC 20-51-1~~.



1 SECTION 2. IC 20-51.4-4-4, AS ADDED BY P.L.165-2021,
 2 SECTION 180, IS AMENDED TO READ AS FOLLOWS
 3 [EFFECTIVE JULY 1, 2023]: Sec. 4. (a) Subject to sections 5 and 10
 4 of this chapter, the annual grant amount under section 2 of this chapter
 5 for an eligible student equals, subject to subsection (b), ~~ninety percent~~
 6 ~~(90%)~~ of the amount determined in the last STEP of the following
 7 formula:

8 STEP ONE: Determine the school corporation in which the
 9 eligible student has legal settlement.

10 STEP TWO: Determine the amount of state tuition support that
 11 the school corporation identified under STEP ONE is eligible to
 12 receive under IC 20-43-6 for the state fiscal year in which the
 13 immediately preceding school year begins. The amount does not
 14 include amounts provided for special education grants under
 15 IC 20-43-7, career and technical education grants under
 16 IC 20-43-8, or grants under IC 20-43-10.

17 STEP THREE: Determine the result of:

18 (A) the STEP TWO amount; divided by

19 (B) the current ADM (as defined in IC 20-43-1-10) for the
 20 school corporation identified under STEP ONE for the state
 21 fiscal year used in STEP TWO.

22 (b) An eligible student may choose to receive special education
 23 services from the school corporation required to provide the special
 24 education services to the eligible student under 511 IAC 7-34-1.
 25 However, if an eligible student described in subsection (a) chooses not
 26 to receive special education or related services from a school
 27 corporation required to provide the services to the eligible student
 28 under 511 IAC 7-34-1, the annual grant amount for the eligible student
 29 shall, in addition to the amount described in subsection (a), include the
 30 amount the school corporation would receive under IC 20-43-7 for the
 31 eligible student if the eligible student attended the school corporation.

32 (c) The annual grant amounts provided in subsection (a) shall be
 33 rounded as provided in IC 20-43-3-1(4).

