

# SENATE BILL No. 89

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## DIGEST OF INTRODUCED BILL

**Citations Affected:** IC 21-12; IC 21-13.

**Synopsis:** Higher education scholarships. Provides that the commission's annual schedule of awards must provide award amounts on the basis of a federal needs calculation. Amends language concerning teacher stipends to teacher scholarships. Provides that the total amount of scholarships or other financial aid received by an individual may not exceed certain total expenses.

**Effective:** July 1, 2022.

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## Rogers

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

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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.

# SENATE BILL No. 89

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 21-12-1.7-3, AS AMENDED BY P.L.10-2019,  
2 SECTION 91, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE  
3 JULY 1, 2022]: Sec. 3. (a) This section applies to an academic year  
4 beginning after August 31, 2014. The commission shall publish  
5 annually a schedule of award amounts for the higher education award  
6 and freedom of choice grant issued under this article. The schedule  
7 must provide award amounts on the basis of the ~~recipient's expected~~  
8 ~~family contribution.~~ **federal needs calculation.** The ~~expected family~~  
9 ~~contribution~~ **federal needs calculation** shall be derived from  
10 information submitted on the recipient's financial aid application form.  
11 The commission shall determine award amounts separately for:  
12 (1) recipients attending approved public state educational  
13 institutions (except Ivy Tech Community College);  
14 (2) Ivy Tech Community College;  
15 (3) recipients attending a nonprofit college or university listed in  
16 IC 21-7-13-6(a)(1)(C); and  
17 (4) recipients attending approved postsecondary credit bearing



- 1           proprietary institutions.
- 2           (b) This subsection applies to an academic year beginning after
- 3 August 31, 2017. The schedule of award amounts published under
- 4 subsection (a) must offer a larger award to first time and prior
- 5 recipients who successfully completed:
- 6           (1) at least thirty (30) credit hours or the equivalent during the last
- 7 academic year in which the student received state financial aid;
- 8           or
- 9           (2) at least thirty (30) credit hours or the equivalent during the last
- 10 academic year in which the student was enrolled in a
- 11 postsecondary educational institution.
- 12           (c) In determining eligibility under subsection (b), the commission
- 13 shall apply all the following types of credits regardless of whether the
- 14 credits were completed during the last academic year described in
- 15 subsection (b)(1) or (b)(2):
- 16           (1) Credits earned from dual credit, advanced placement,
- 17 Cambridge International, and international baccalaureate courses.
- 18           (2) College credits earned during high school.
- 19           (3) Credits earned exceeding thirty (30) credit hours during a
- 20 previous academic year in which a student received state financial
- 21 aid.
- 22           (d) The schedule of award amounts shall set forth an amount for
- 23 recipients described in subsection (a)(1) that is equal to fifty percent
- 24 (50%) of the amount for recipients described in subsection (a)(3).
- 25           SECTION 2. IC 21-12-6-10.3, AS AMENDED BY P.L.178-2018,
- 26 SECTION 5, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
- 27 JULY 1, 2022]: Sec. 10.3. (a) This section applies to a student who
- 28 qualifies for a scholarship under section 6 or 7 of this chapter, if the
- 29 student initially enrolls in the program after June 30, 2011. Applicants
- 30 who are enrolled in the program before July 1, 2011, will not have an
- 31 income or financial resources test applied to them under this section
- 32 when they subsequently apply for a scholarship or apply to renew a
- 33 scholarship.
- 34           (b) A scholarship applicant shall be awarded the following amount
- 35 as adjusted under subsections (c) and (d):
- 36           (1) If the scholarship applicant attends an approved postsecondary
- 37 educational institution that is a state educational institution, the
- 38 full educational costs that the scholarship applicant would
- 39 otherwise be required to pay at the eligible institution.
- 40           (2) If the scholarship applicant attends an approved postsecondary
- 41 educational institution that is private, the greater of the:
- 42           (A) average of the educational costs of all state educational



- 1 institutions, not including Ivy Tech Community College; or  
 2 (B) amount the applicant is eligible to receive under  
 3 IC 21-12-4.
- 4 (3) If the scholarship applicant attends an approved postsecondary  
 5 educational institution that is a postsecondary credit bearing  
 6 proprietary educational institution, the lesser of the educational  
 7 costs that the scholarship applicant would otherwise be required  
 8 to pay at the postsecondary credit bearing proprietary educational  
 9 institution or the educational costs of Ivy Tech Community  
 10 College.
- 11 (c) The amount of an award under subsection (b) shall be reduced  
 12 by:
- 13 (1) for an amount awarded before September 1, 2014:  
 14 (A) the amount of the Frank O'Bannon grant awarded to the  
 15 scholarship applicant; plus  
 16 (B) an additional amount based on the ~~expected family~~  
 17 ~~contribution~~, **federal needs calculation**, if necessary, as  
 18 determined by the commission, to provide scholarships within  
 19 the available appropriation; or
- 20 (2) for an amount awarded after August 31, 2014, the amount  
 21 based on the ~~expected family contribution~~, **federal needs**  
 22 **calculation**, if necessary, as determined by the commission, to  
 23 provide scholarships within the available appropriation.
- 24 (d) The total of all tuition scholarships awarded under this section  
 25 in a state fiscal year may not exceed the amount available for  
 26 distribution from the fund for scholarships under this chapter. If the  
 27 total amount to be distributed from the fund in a state fiscal year  
 28 exceeds the amount available for distribution, the amount to be  
 29 distributed to each eligible applicant shall be proportionately reduced  
 30 so that the total reductions equal the amount of the excess based on the  
 31 relative financial need of each eligible applicant.
- 32 SECTION 3. IC 21-12-13-2, AS AMENDED BY P.L.63-2021,  
 33 SECTION 1, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE  
 34 JULY 1, 2022]: Sec. 2. (a) This section applies to the following  
 35 scholarship, stipend, and fee remission statutes:
- 36 (1) IC 21-12-3.  
 37 (2) IC 21-12-4.  
 38 (3) IC 21-12-6.  
 39 (4) IC 21-13-2.  
 40 (5) IC 21-13-7.  
 41 (6) IC 21-13-8.  
 42 (7) IC 21-13-4.



1 (8) IC 21-14-5.

2 (9) IC 21-12-16.

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

8 (1) except as provided in subdivision (2), four (4) undergraduate  
 9 academic years, as determined by the commission; or

10 (2) for purposes of IC 21-13-4, six (6) academic years as  
 11 determined by the commission;

12 and must be used within eight (8) years after the date the individual  
 13 first applies and becomes eligible for benefits under the applicable law.

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

20 SECTION 4. IC 21-13-7-1, AS AMENDED BY P.L.92-2020,  
 21 SECTION 104, IS AMENDED TO READ AS FOLLOWS  
 22 [EFFECTIVE JULY 1, 2022]: Sec. 1. An individual may apply for a  
 23 **stipend scholarship** under this chapter if the individual:

24 (1) is a student who is enrolled in a course of study at an eligible  
 25 institution that would enable the student, upon graduation, to  
 26 teach in a state accredited school accredited under IC 20-31-4.1  
 27 in Indiana in:

28 (A) special education; or

29 (B) a high-need field;

30 (2) will participate in student teaching as part of the student's  
 31 degree requirements;

32 (3) has earned a cumulative grade point average upon entering  
 33 student teaching that:

34 (A) is required by an eligible institution for admission to the  
 35 eligible institution's school of education; or

36 (B) is at least a 2.0 on a 4.0 grading scale or its equivalent as  
 37 determined by the eligible institution, if the eligible  
 38 institution's school of education does not require a certain  
 39 minimum cumulative grade point average;

40 (4) agrees, in writing, to apply for a teaching position at an  
 41 accredited school in Indiana following the student's certification  
 42 as a teacher, and, if hired, to teach for at least three (3) years; and



- 1 (5) meets any other minimum criteria established by the  
2 commission.
- 3 SECTION 5. IC 21-13-7-2, AS AMENDED BY P.L.148-2016,  
4 SECTION 11, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE  
5 JULY 1, 2022]: Sec. 2. (a) ~~A student who has applied for the stipend~~  
6 **scholarship** under section 1 of this chapter ~~and has been approved by~~  
7 ~~the commission may request payment of the stipend after~~  
8 ~~demonstrating that the student will engage in student teaching during~~  
9 ~~the upcoming academic term.~~
- 10 (b) ~~The stipend may not exceed four thousand dollars (\$4,000).~~
- 11 (c) ~~The commission shall pay the stipend directly to the student.~~
- 12 SECTION 6. IC 21-13-7-3, AS ADDED BY P.L.205-2013,  
13 SECTION 328, IS AMENDED TO READ AS FOLLOWS  
14 [EFFECTIVE JULY 1, 2022]: Sec. 3. (a) The amount of a stipend  
15 awarded under this chapter may not be reduced because the student  
16 receives other scholarships or forms of financial aid.
- 17 (b) Except as otherwise permitted by law **and except as provided**  
18 **in subsection (c)**, the amount of any other state financial aid received  
19 by a student may not be reduced because the student receives a ~~stipend~~  
20 **scholarship** under this chapter.
- 21 (c) ~~A student may concurrently receive a stipend under this chapter~~  
22 ~~and a stipend under IC 21-13-8. The total amount of scholarships or~~  
23 ~~other financial aid a student receives may not exceed the total~~  
24 ~~amount of expenses to attend the accredited postsecondary~~  
25 ~~educational institution, including tuition, room, board, and other~~  
26 ~~fees.~~
- 27 SECTION 7. IC 21-13-8-1, AS AMENDED BY P.L.92-2020,  
28 SECTION 105, IS AMENDED TO READ AS FOLLOWS  
29 [EFFECTIVE JULY 1, 2022]: Sec. 1. (a) The Earline S. Rogers student  
30 teaching ~~stipend~~ **scholarship** for minority students is established.
- 31 (b) An individual may apply for a ~~stipend~~ **scholarship** under this  
32 chapter if the individual:
- 33 (1) is a minority student enrolled in an eligible institution;
- 34 (2) will participate in:
- 35 (A) student teaching as part of the student's degree  
36 requirements; or
- 37 (B) a school administration internship as part of the student's  
38 graduate degree program;
- 39 (3) has earned a cumulative grade point average:
- 40 (A) upon entering student teaching that:
- 41 (i) is required by an eligible institution for admission to the  
42 eligible institution's school of education; or



1 (ii) is at least a 2.0 on a 4.0 grading scale or its equivalent as  
 2 determined by the eligible institution, if the eligible  
 3 institution's school of education does not require a certain  
 4 minimum cumulative grade point average; or

5 (B) upon beginning a school administration internship that is  
 6 at least 3.0 on a 4.0 scale, or its equivalent as determined by  
 7 the eligible institution;

8 (4) agrees, in writing, in the case of an individual entering student  
 9 teaching, to apply for a teaching position at a state accredited  
 10 school accredited under IC 20-31-4.1 in Indiana following the  
 11 student's certification as a teacher, and, if hired, to teach for at  
 12 least three (3) years; and

13 (5) meets any other minimum criteria established by the  
 14 commission.

15 SECTION 8. IC 21-13-8-2, AS AMENDED BY P.L.159-2016,  
 16 SECTION 3, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE  
 17 JULY 1, 2022]: Sec. 2. (a) ~~A student who has applied for the stipend~~  
 18 ~~scholarship~~ under section 1 of this chapter ~~and has been approved by~~  
 19 ~~the commission may request payment of the stipend after~~  
 20 ~~demonstrating that the student will engage in student teaching or a~~  
 21 ~~school administration internship during the upcoming academic term.~~  
 22 ~~The commission shall give priority to student teaching applicants when~~  
 23 ~~selecting applicants.~~

24 (b) ~~The stipend may not exceed four thousand dollars (\$4,000).~~

25 (c) ~~The commission shall pay the stipend directly to the student.~~

26 SECTION 9. IC 21-13-8-3, AS ADDED BY P.L.205-2013,  
 27 SECTION 329, IS AMENDED TO READ AS FOLLOWS  
 28 [EFFECTIVE JULY 1, 2022]: Sec. 3. (a) The amount of a ~~stipend~~  
 29 ~~scholarship~~ awarded under this chapter may not be reduced because  
 30 the student receives other scholarships or forms of financial aid.

31 (b) Except as otherwise permitted by law ~~and except as provided~~  
 32 ~~in subsection (c)~~, the amount of any other state financial aid received  
 33 by a student may not be reduced because the student receives a ~~stipend~~  
 34 ~~scholarship~~ under this chapter.

35 (c) ~~A student may concurrently receive a stipend under this chapter~~  
 36 ~~and a stipend under IC 21-13-7. The total amount of scholarships or~~  
 37 ~~other financial aid a student receives may not exceed the total~~  
 38 ~~amount of expenses to attend the accredited postsecondary~~  
 39 ~~educational institution, including tuition, room, board, and other~~  
 40 ~~fees.~~

