

HOUSE BILL No. 1699

DIGEST OF INTRODUCED BILL

Citations Affected: IC 20-12-21; IC 20-12-21.8-6.

Synopsis: State assistance for postsecondary education. Provides that the percentage of enrolled students at colleges and universities in the state that receives higher education awards from the state student assistance commission may annually exceed, by not more than five percent, the percentage of enrolled students at eligible postsecondary proprietary institutions that receives assistance grants. Provides for the transfer of money between funds to accomplish this requirement.

Effective: July 1, 1999.

Porter

January 26, 1999, read first time and referred to Committee on Education.

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First Regular Session 111th General Assembly (1999)

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 1998 General Assembly.

HOUSE BILL No. 1699



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 20-12-21-7 IS AMENDED TO READ AS
2 FOLLOWS [EFFECTIVE JULY 1, 1999]: Sec. 7. (a) For each
3 academic year, first-year higher education awards shall be issued to as
4 many qualified persons as the then current biennial appropriation
5 allows **within the requirements of section 11.3(a) of this chapter**.
6 Those applicants who are least able to provide funds for the cost of
7 education shall be given priority in the awarding of higher education
8 award funds.

9 (b) A higher education award may be renewed for a total of three (3)
10 academic years following the academic year of the first award or until
11 such earlier time as the student receives a degree normally obtained in
12 four (4) academic years. The commission may grant such a renewal
13 only upon application and only upon its finding that:

- 14 (1) the applicant has successfully completed the work of a
15 preceding year;
- 16 (2) the applicant remains domiciled in the state;
- 17 (3) based on the financial requirement set forth in section 6(a)(3)



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1 of this chapter, the recipient's financial situation continues to
2 warrant an award; and

3 (4) the applicant is eligible under ~~sections~~ **section** 6(b) and 6(c)
4 of this chapter.

5 (c) Out of funds available after commitments have been met under
6 subsections (a) and (b) **and the requirements of section 11.3(a) of**
7 **this chapter are met**, awards shall be issued to persons who have
8 successfully completed one (1), but not more than three (3), academic
9 years in approved institutions of higher learning, if they meet the
10 eligibility requirements of section 6 or 6.1 of this chapter. Such awards
11 shall be handled on the same basis as renewals under subsection (b).

12 (d) A higher education award issued under this section extends to
13 all educational costs for the academic year for which the award is
14 made, but only to the extent of current financial need (as measured
15 under section 6(a)(3) of this chapter) or the maximum fees regularly
16 assessed to resident undergraduates at any Indiana public institution of
17 higher learning, as determined annually by the commission, whichever
18 is smaller.

19 SECTION 2. IC 20-12-21-11.3 IS ADDED TO THE INDIANA
20 CODE AS A NEW SECTION TO READ AS FOLLOWS
21 [EFFECTIVE JULY 1, 1999]: **Sec. 11.3. (a) Notwithstanding any**
22 **other law, the percentage of total full-time equivalent enrolled**
23 **students at all approved institutions of higher learning that**
24 **receives a higher education award under this chapter may annually**
25 **exceed, by not more than five percent (5%), the percentage of the**
26 **total full-time equivalent enrolled students at all eligible**
27 **institutions under IC 20-12-21.8 that receives a grant under**
28 **IC 20-12-21.8.**

29 (b) **The commission, with the approval of the budget director**
30 **and the governor, may direct the auditor of state to transfer money**
31 **between the higher education award fund established by this**
32 **chapter and the postsecondary proprietary student grant fund**
33 **established by IC 20-12-21.8-6 as necessary to meet the**
34 **requirements of subsection (a).**

35 SECTION 3. IC 20-12-21-12.5 IS AMENDED TO READ AS
36 FOLLOWS [EFFECTIVE JULY 1, 1999]: Sec. 12.5. After the
37 commitments for the higher education award fund have been fully met
38 for any academic year under section 7 of this chapter **and the**
39 **requirements of section 11.3(a) of this chapter are met**, the
40 commission may order the auditor to transfer to the freedom of choice
41 grant fund any monies remaining in the higher education award fund.
42 The auditor shall make the transfer ordered by the commission with the



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1 approval of the budget director and the Governor.
2 SECTION 4. IC 20-12-21.8-6 IS AMENDED TO READ AS
3 FOLLOWS [EFFECTIVE JULY 1, 1999]: Sec. 6. (a) The
4 postsecondary proprietary student grant fund is established to make
5 awards authorized under this chapter to eligible applicants.
6 (b) The fund consists of **the following**:
7 (1) Appropriations made by the general assembly. ~~and~~
8 (2) Gifts, grants, devises, or bequests made to the state in order to
9 achieve the purposes of the fund.
10 **(3) Transfers to the fund under IC 20-12-21-11.3.**
11 (c) The fund shall be administered by the commission.
12 (d) The treasurer of state shall invest the money in the fund not
13 currently needed to meet the obligations of the fund in the same
14 manner as other public funds may be invested.
15 (e) Money in the fund at the end of a fiscal year does not revert to
16 the state general fund.

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