
HOUSE BILL No. 1501

DIGEST OF INTRODUCED BILL

Citations Affected: IC 21-12-6.

Synopsis: Twenty-first century scholars program eligibility. Requires a twenty-first century scholars program participant to agree to refrain from consuming alcoholic beverages and using tobacco products while participating in the program. Makes a twenty-first century scholars program participant subject to alcohol and drug testing.

Effective: July 1, 2011.

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January 20, 2011, read first time and referred to Committee on Education.

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First Regular Session 117th General Assembly (2011)

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 2010 Regular Session of the General Assembly.

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HOUSE BILL No. 1501



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 21-12-6-5, AS AMENDED BY P.L.3-2008,
2 SECTION 131, IS AMENDED TO READ AS FOLLOWS
3 [EFFECTIVE JULY 1, 2011]: Sec. 5. (a) To qualify to participate in
4 the program, a student must meet the following requirements:
5 (1) Be a resident of Indiana.
6 (2) Be:
7 (A) enrolled in grade 7 or 8, for the 2007-2008 school year,
8 and grade 6, 7, or 8, for the 2008-2009 school year and for
9 subsequent school years, at a:
10 (i) public school; or
11 (ii) nonpublic school that is accredited either by the state
12 board of education or by a national or regional accrediting
13 agency whose accreditation is accepted as a school
14 improvement plan under IC 20-31-4-2; or
15 (B) otherwise qualified under the rules of the commission that
16 are adopted under IC 21-11-9-4 to include students who are in
17 grades other than grade 8 as eligible students.



- 1 (3) Be eligible for free or reduced priced lunches under the
- 2 national school lunch program **for each year the student**
- 3 **participates in the program through grade 12.**
- 4 (4) Agree, in writing, together with the student's custodial parents
- 5 or guardian, that the student will:
 - 6 (A) graduate from a secondary school located in Indiana that
 - 7 meets the admission criteria of an eligible institution;
 - 8 (B) not illegally use controlled substances (as defined in
 - 9 IC 35-48-1-9);
 - 10 (C) not commit a crime or an infraction described in
 - 11 IC 9-30-5;
 - 12 (D) not commit any other crime or delinquent act (as described
 - 13 in IC 31-37-1-2 or IC 31-37-2-2 through IC 31-37-2-5 (or
 - 14 IC 31-6-4-1(a)(1) through IC 31-6-4-1(a)(5) before their
 - 15 repeal));
 - 16 (E) timely apply, when the eligible student is a senior in high
 - 17 school:
 - 18 (i) for admission to an eligible institution; and
 - 19 (ii) for any federal and state student financial assistance
 - 20 available to the eligible student to attend an eligible
 - 21 institution; ~~and~~
 - 22 (F) achieve a cumulative grade point average upon graduation
 - 23 of at least 2.0 on a 4.0 grading scale (or its equivalent if
 - 24 another grading scale is used) for courses taken during grades
 - 25 9, 10, 11, and 12;
 - 26 **(G) not consume alcoholic beverages while participating in**
 - 27 **the program; and**
 - 28 **(H) refrain from using tobacco products while**
 - 29 **participating in the program.**
 - 30 (b) A student is qualified to participate in the program if the student:
 - 31 (1) before or during grade 7 or grade 8, is placed by or with the
 - 32 consent of the department of child services, by a court order, or by
 - 33 a child placing agency in:
 - 34 (A) a foster family home;
 - 35 (B) the home of a relative or other unlicensed caretaker;
 - 36 (C) a child caring institution; or
 - 37 (D) a group home;
 - 38 (2) agrees in writing, together with the student's caseworker (as
 - 39 defined in IC 31-9-2-11), to the conditions set forth in subsection
 - 40 (a)(4); and
 - 41 (3) except as provided in subdivision (2), otherwise meets the
 - 42 requirements of subsection (a).

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SECTION 2. IC 21-12-6-6, AS ADDED BY P.L.2-2007, SECTION 253, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2011]: 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.
- (4) Have applied to attend and be accepted to attend as a full-time student an eligible institution.
- (5) Certify in writing that the student has:
 - (A) not illegally used controlled substances (as defined in IC 35-48-1-9);
 - (B) not ~~illegally~~ consumed alcoholic beverages;
 - (C) not committed 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)); ~~and~~
 - (D) refrained from using tobacco products; and**
 - ~~(D)~~ **(E) timely filed an application for other types of financial assistance available to the student from the state or federal government.**
- (6) Submit to the commission all the information and evidence required by the commission to determine eligibility as a scholarship applicant.
- (7) Meet any other minimum criteria established by the commission.

(b) A scholarship recipient is subject to an alcohol or drug test at least once while the scholarship recipient is participating in the program.

SECTION 3. IC 21-12-6-7, AS ADDED BY P.L.2-2007, SECTION 253, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2011]: Sec. 7. A scholarship may be renewed. To qualify for a scholarship renewal, a scholarship recipient must do the following:

- (1) Submit to the commission a renewal application **annually** that contains all the information and evidence required by the commission to determine eligibility for the scholarship renewal, **including the income eligibility requirement evidenced by:**
 - (A) records showing that the student has an income that is equivalent to an income that would be eligible for free or**

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- 1 **reduced priced lunch under the national school lunch**
- 2 **program; or**
- 3 **(B) records showing the student's parent, if the student is**
- 4 **a dependent, has an income that is equivalent to an income**
- 5 **that would be eligible for free or reduced priced lunch**
- 6 **under the national school lunch program.**
- 7 (2) Continue to be enrolled as a full-time student in good standing
- 8 at an eligible institution.
- 9 (3) Continue to meet any other minimum criteria established by
- 10 the commission.

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