



January 24, 2020

SENATE BILL No. 223

DIGEST OF SB 223 (Updated January 22, 2020 5:37 pm - DI 110)

Citations Affected: IC 20-26; IC 21-18.

Synopsis: Free Application for Federal Student Aid (FAFSA) requirements. Requires all students, except for students at certain nonpublic schools, in their senior year to complete and submit the FAFSA unless: (1) a parent of a student or a student, if the student is an emancipated minor, signs a waiver that the student understands what the FAFSA is and declines to complete it; or (2) the principal of the student's high school waives the requirement due to extenuating circumstances. Requires that the: (1) model notice prepared by the commission for higher education; and (2) notice that each school corporation is required to send; regarding the FAFSA include information regarding the requirements and exceptions for completing the FAFSA.

Effective: July 1, 2020.

Leising, Kruse, Niezgodski

January 6, 2020, read first time and referred to Committee on Education and Career Development.

January 23, 2020, amended, reported favorably — Do Pass.

SB 223—LS 6573/DI 136



January 24, 2020

Second Regular Session of the 121st General Assembly (2020)

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 2019 Regular Session of the General Assembly.

SENATE BILL No. 223

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 20-26-5-40 IS ADDED TO THE INDIANA CODE
2 AS A NEW SECTION TO READ AS FOLLOWS [EFFECTIVE JULY
3 1, 2020]: **Sec. 40. (a) This section does not apply to a nonpublic
4 school unless the nonpublic school is an eligible school (as defined
5 in IC 20-51-1-4.7).**
6 **(b) As used in this section, "FAFSA" refers to the Free
7 Application for Federal Student Aid.**
8 **(c) Beginning with the 2020-2021 school year, each student in
9 the student's senior year shall complete and submit a FAFSA.**
10 **(d) A student is not required to comply with subsection (c) if:**
11 **(1) a parent of the student or the student, if the student is an
12 emancipated minor, submits a signed waiver certifying that
13 the student understands what the FAFSA is and declines to
14 complete it; or**
15 **(2) the principal of the student's high school waives the
16 requirement due to extenuating circumstances.**
17 SECTION 2. IC 21-18-6-6, AS ADDED BY P.L.287-2019,

SB 223—LS 6573/DI 136



1 SECTION 16, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
2 JULY 1, 2020]: Sec. 6. (a) As used in this section, "FAFSA" refers to
3 the Free Application for Federal Student Aid.

4 (b) The commission shall prepare a model notice for schools that
5 includes the following information for parents and students:

6 (1) A statement regarding the existence and availability of the
7 FAFSA.

8 (2) A description that provides parents and students with an
9 understanding of the process for and benefits of completing a
10 FAFSA.

11 (3) The approximate annual tuition costs of each state educational
12 institution in Indiana.

13 (4) The state scholarships, grants, or other assistance available to
14 students in Indiana.

15 **(5) A statement that each student is required to complete and**
16 **submit a FAFSA in the student's senior year in accordance**
17 **with IC 20-26-5-40 unless:**

18 **(A) a parent of the student or the student, if the student is**
19 **an emancipated minor, submits a signed waiver certifying**
20 **that the student understands what the FAFSA is and**
21 **declines to complete it; or**

22 **(B) the principal of the student's high school waives the**
23 **requirement due to extenuating circumstances.**

24 (c) The commission shall annually update the model notice to:

25 (1) reflect any changes to the approximate annual tuition costs of
26 each state educational institution; and

27 (2) amend any of the information in the model notice, as
28 determined necessary by the commission.

29 (d) The commission shall post the model notice prepared under
30 subsection (b) on the commission's Internet web site.



COMMITTEE REPORT

Madam President: The Senate Committee on Education and Career Development, to which was referred Senate Bill No. 223, has had the same under consideration and begs leave to report the same back to the Senate with the recommendation that said bill be AMENDED as follows:

Page 1, line 3, after "(a)" insert "**This section does not apply to a nonpublic school unless the nonpublic school is an eligible school (as defined in IC 20-51-1-4.7).**

(b)".

Page 1, line 5, delete "(b)" and insert "(c)".

Page 1, line 7, delete "(c)" and insert "(d)".

Page 1, line 7, delete "(b)" and insert "(c)".

Page 1, line 8, delete "parent, a custodian, or an emancipated minor student" and insert "**parent of the student or the student, if the student is an emancipated minor,**".

Page 1, after line 13, begin a new paragraph and insert:

"SECTION 2. IC 21-18-6-6, AS ADDED BY P.L.287-2019, SECTION 16, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2020]: Sec. 6. (a) As used in this section, "FAFSA" refers to the Free Application for Federal Student Aid.

(b) The commission shall prepare a model notice for schools that includes the following information for parents and students:

(1) A statement regarding the existence and availability of the FAFSA.

(2) A description that provides parents and students with an understanding of the process for and benefits of completing a FAFSA.

(3) The approximate annual tuition costs of each state educational institution in Indiana.

(4) The state scholarships, grants, or other assistance available to students in Indiana.

(5) A statement that each student is required to complete and submit a FAFSA in the student's senior year in accordance with IC 20-26-5-40 unless:

(A) a parent of the student or the student, if the student is an emancipated minor, submits a signed waiver certifying that the student understands what the FAFSA is and declines to complete it; or

(B) the principal of the student's high school waives the requirement due to extenuating circumstances.



- (c) The commission shall annually update the model notice to:
- (1) reflect any changes to the approximate annual tuition costs of each state educational institution; and
 - (2) amend any of the information in the model notice, as determined necessary by the commission.

(d) The commission shall post the model notice prepared under subsection (b) on the commission's Internet web site."

and when so amended that said bill do pass.

(Reference is to SB 223 as introduced.)

RAATZ, Chairperson

Committee Vote: Yeas 11, Nays 1.

