

Adopted	Rejected
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## COMMITTEE REPORT

YES:	6
NO:	2

### MR. SPEAKER:

*Your Committee on Education, to which was referred House Bill 1270, has had the same under consideration and begs leave to report the same back to the House with the recommendation that said bill **be amended** as follows:*

- 1           Page 24, between lines 26 and 27, begin a new paragraph and insert:  
2           "SECTION 57. IC 21-18-3-1, AS ADDED BY P.L.2-2007,  
3           SECTION 259, IS AMENDED TO READ AS FOLLOWS  
4           [EFFECTIVE JULY 1, 2012]: Sec. 1. The commission consists of  
5           ~~fourteen (14)~~ **fifteen (15)** members appointed by the governor as  
6           follows:  
7           (1) Each member must be a citizen of Indiana.  
8           (2) Each congressional district must be represented by at least one  
9           (1) member who resides in the congressional district.  
10          (3) One (1) member must be a student.  
11          (4) One (1) member must be a full-time faculty member of a state  
12          educational institution.  
13          **(5) One (1) member must be the chairman of the**  
14          **postsecondary credit bearing proprietary educational**  
15          **institution advisory board established under IC 21-18.5-6-1.**

1 SECTION 58. IC 21-18-3-6, AS ADDED BY P.L.2-2007,  
 2 SECTION 259, IS AMENDED TO READ AS FOLLOWS  
 3 [EFFECTIVE JULY 1, 2012]: Sec. 6. (a) **This section does not apply**  
 4 **to a member described in section 1(5) of this chapter.** Appointments  
 5 to the commission are for a term of four (4) years except:

- 6 (1) the student member; and  
 7 (2) the full-time faculty member;

8 who are appointed to a term of two (2) years.

9 (b) The governor shall promptly make appointments to fill vacancies  
 10 for the duration of unexpired terms in the same manner as the original  
 11 appointments.

12 (c) The term of a member begins on July 1 of the year of  
 13 appointment and continues until a successor has been appointed."

14 Page 25, delete lines 5 through 8, begin a new paragraph and insert:

15 **"ARTICLE 18.5. ADMINISTRATION OF HIGHER**  
 16 **EDUCATION FINANCIAL AID AND POSTSECONDARY**  
 17 **CREDIT BEARING PROPRIETARY EDUCATIONAL**  
 18 **INSTITUTION ACCREDITATION".**

19 Page 30, line 2, delete "means:" and insert "**means a degree**  
 20 **granting and credit bearing institution that provides instructional**  
 21 **or educational services or training in a technical, professional,**  
 22 **mechanical, business, or industrial occupation, and is accredited by**  
 23 **an accrediting agency recognized by the United States Department**  
 24 **of Education or is seeking and progressing toward accreditation by**  
 25 **an accrediting agency recognized by the United States Department**  
 26 **of Education."**

27 Page 30, delete lines 3 through 19.

28 Page 30, line 21, delete "A" and insert "**An Indiana**".

29 Page 30, line 21, after "another" insert "**Indiana**".

30 Page 31, delete lines 3 through 13, begin a new paragraph and insert:

31 **"Chapter 3. State Financial Aid**

32 **Sec. 1. The commission, under IC 21-18-6-1, shall administer the**  
 33 **following:**

- 34 (1) **This article.**  
 35 (2) **IC 21-12.**  
 36 (3) **IC 21-13.**  
 37 (4) **IC 21-14.**  
 38 (5) **IC 21-16."**

- 1 Page 31, delete line 23, begin a new line block indented and insert:  
 2 **"public or private postsecondary educational institution or a**  
 3 **postsecondary credit bearing proprietary educational**  
 4 **institution."**
- 5 Page 33, delete lines 18 through 21, begin a new paragraph and  
 6 insert:  
 7 **"Sec. 7. The commission may, subject to written advance notice,**  
 8 **inspect and audit the records of a postsecondary credit bearing**  
 9 **proprietary educational institution concerning a student grant**  
 10 **awarded under IC 21-12 or IC 21-13."**
- 11 Page 35, delete line 22, begin a new line block indented and insert:  
 12 **"equipment."**
- 13 Page 35, line 27, delete "paid, including a statement" and insert  
 14 **"paid."**
- 15 Page 35, delete line 28.
- 16 Page 36, delete line 21, begin a new line block indented and insert:  
 17 **"(4) A transcript of the student's academic progress."**
- 18 Page 36, line 30, after "commission" insert **"on public records"**.
- 19 Page 37, line 23, after "institution" insert **"is subject to a**  
 20 **background check by the commission and"**.
- 21 Page 38, line 3, after "\$25." insert **"An applicant's market**  
 22 **research or the approval of any other postsecondary educational**  
 23 **institution may not be considered or required by the commission as**  
 24 **a condition for accrediting or renewing the accreditation of or for**  
 25 **approval of the programs of a postsecondary credit bearing**  
 26 **proprietary educational institution."**
- 27 Page 41, delete lines 5 through 6, begin a new paragraph and insert:  
 28 **"Sec. 22. (a) As used in this section, "fund" means the**  
 29 **postsecondary credit bearing proprietary educational institution**  
 30 **accreditation fund established by subsection (b).**
- 31 **(b) The postsecondary credit bearing proprietary educational**  
 32 **institution accreditation fund is established.**
- 33 **(c) The fund shall be administered by the commission.**
- 34 **(d) Money in the fund at the end of a state fiscal year does not**  
 35 **revert to the general fund.**
- 36 **(e) All fees collected by the commission under this chapter shall**  
 37 **be deposited in the fund.**
- 38 **(f) Money in the fund shall be used by the commission to**

1 administer this chapter.

2 Sec. 23. The commission may adopt rules under IC 4-22-2 to  
3 implement this chapter."

4 Page 41, line 12, after "accreditation." insert "The advisory board  
5 shall receive and review staff recommendations pertaining to the  
6 accreditation of and approval of the programs of a postsecondary  
7 credit bearing proprietary educational institution. Upon  
8 completion of its review, the advisory board shall forward the  
9 advisory board's recommendations to the commission. The  
10 commission may approve, deny, or modify the advisory board's  
11 recommendations."

12 Page 41, delete lines 18 through 32, begin a new paragraph and  
13 insert:

14 "(e) Of the members, two (2) members must have been  
15 previously employed by a postsecondary credit bearing proprietary  
16 educational institution. However, the members may not be:

17 (1) employed by; or

18 (2) working as a contract employee or an independent  
19 contractor for;

20 a postsecondary credit bearing proprietary educational institution  
21 while serving as a member of the advisory board."

22 Page 42, line 14, delete "may select" insert "shall select a chairman  
23 and may select other".

24 Page 42, delete lines 17 through 28, begin a new paragraph and  
25 insert:

26 "(b) The advisory board may meet as often as is necessary upon  
27 the call of the chairperson."

28 Page 46, line 11, delete "equipment," and insert "equipment."

29 Page 46, delete line 12.

30 Page 57, after line 22, begin a new paragraph and insert:

31 "SECTION 68. [EFFECTIVE JULY 1, 2012] (a) The definitions  
32 used in IC 21-18.5, as added by this act, apply throughout this  
33 SECTION.

34 (b) On or before July 1, 2014, the postsecondary credit bearing  
35 proprietary educational institution advisory board may submit a  
36 report to the legislative council. The report must be in an electronic  
37 format under IC 5-14-6. The report may include:

38 (1) an evaluation of the transition of the responsibilities of the

1           **commission on proprietary education to the commission as**  
2           **provided in this act; and**  
3           **(2) any recommendations regarding the administration of**  
4           **IC 21-18.5-5 and IC 21-18.5-6, both as added by this act.**  
5           **(c) This SECTION expires December 31, 2014."**  
6           Renumber all SECTIONS consecutively.  
          (Reference is to HB 1270 as introduced.)

**and when so amended that said bill do pass.**

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Representative Behning