

PROPOSED AMENDMENT

HB 1176 # 8

DIGEST

State tuition support reversions. Provides that any amount appropriated by the general assembly for state tuition support that is in excess of the amount required for the 2026 state fiscal year or remains unexpended and unencumbered at the end of the 2026 state fiscal year does not revert to the state general fund. Requires the department of education to distribute the excess among each school corporation to be used for utility costs.

1 Page 12, between lines 4 and 5, begin a new paragraph and insert:
2 "SECTION 12. IC 20-43-2-1, AS AMENDED BY P.L.2013-2013,
3 SECTION 268, IS AMENDED TO READ AS FOLLOWS
4 [EFFECTIVE UPON PASSAGE]: Sec. 1. **(a)** The department shall
5 distribute the amount appropriated by the general assembly for
6 distribution as state tuition support in accordance with this article.
7 **Except as provided in subsection (b)**, if the appropriations for
8 distribution as state tuition support are more than required under this
9 article, any excess shall revert to the state general fund. The
10 appropriations for state tuition support shall be made each state fiscal
11 year under a schedule set by the budget agency and approved by the
12 governor. However, the schedule must provide:
13 (1) for at least twelve (12) payments;
14 (2) that one (1) payment shall be made at least every forty (40)
15 days; and
16 (3) the total of the payments in each state fiscal year must equal
17 the amount required under this article.
18 **(b) This subsection applies for the state fiscal year beginning**
19 **July 1, 2025, and ending June 30, 2026. Notwithstanding**
20 **IC 4-13-2-19, any provision to the contrary in HEA 1001-2025**
21 **(P.L.213-2025), or any other law, any amount appropriated by the**
22 **general assembly in HEA 1001-2025 (P.L.213-2025) for**
23 **distribution as state tuition support in the state fiscal year ending**
24 **June 30, 2026, that:**
25 **(1) is in excess of the amount required under this article; or**
26 **(2) remains unexpended and unencumbered at the end of the**

1 **state fiscal year;**
2 **shall not revert to the state general fund. Instead the department**
3 **shall distribute the amounts described in this subsection among**
4 **each school corporation to be used for utility bill costs according**
5 **to subsection (c).**

6 **(c) The department shall, not later than November 1, 2026,**
7 **distribute amounts described in subsection (b)(1) and (b)(2) to each**
8 **school corporation (not including charter schools) according to the**
9 **following formula:**

10 **STEP ONE: Determine the total amount of money described**
11 **in subsection (b)(1) and (b)(2) that is available for distribution**
12 **under this section.**

13 **STEP TWO: For each school corporation, determine the most**
14 **current ADM, not including students who receive more than**
15 **fifty percent (50%) virtual instruction.**

16 **STEP THREE: Determine the sum of all STEP TWO results.**

17 **STEP FOUR: Divide the STEP TWO result for each school**
18 **corporation by the STEP THREE result.**

19 **STEP FOUR: Multiply the STEP ONE result by the STEP**
20 **FOUR result for each school corporation.".**

21 Page 21, after line 26, begin a new paragraph and insert:

22 **"SECTION 22. An emergency is declared for this act."**

23 Renumber all SECTIONS consecutively.

(Reference is to HB 1176 as printed January 8, 2026.)