
ENGROSSED
HOUSE BILL No. 1176

AM117614 has been incorporated into February 6, 2026 printing.

Synopsis: Education matters.

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February 6, 2026

Second Regular Session of the 124th General Assembly (2026)

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 2025 Regular Session of the General Assembly.

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ENGROSSED HOUSE BILL No. 1176

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 4-29.5-18-1, AS ADDED BY P.L.171-2021,
2 SECTION 1, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
3 JULY 1, 2027]: Sec. 1. For so long as the Band makes payments in
4 accordance with IC 4-29.5-17, the Band shall allocate a portion of the
5 annual payment to provide funding for public **or private** postsecondary
6 and vocational education for Band citizens (the "Pokagon Indiana
7 Education Fund").

8 SECTION 2. IC 4-29.5-18-2, AS ADDED BY P.L.171-2021,
9 SECTION 1, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
10 JULY 1, 2027]: Sec. 2. The Pokagon Indiana Education Fund shall be
11 used solely to make payments directly to Indiana public **or private**
12 institutions of higher learning or workforce development and training
13 programs approved by the Indiana Department of Workforce
14 Development for eligible Band citizens for direct costs and expenses,
15 such as tuition, on-campus room and board, and other direct education
16 expenses. To be eligible, a Band citizen must (i) be enrolled in the
17 Band prior to benefitting from any payment, and (ii) meet the education

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1 or workforce provider admission requirements. Priority shall be given
2 to Band citizens who are legal residents of the State of Indiana as of the
3 date of their application for benefits.

4 SECTION 3. IC 6-1.1-17-3.1, AS AMENDED BY P.L.136-2024,
5 SECTION 20, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
6 JULY 1, 2026]: Sec. 3.1. (a) This section:

7 (1) applies only to an operating referendum tax levy under
8 IC 20-46-1 approved by the voters before January 1, 2023, that
9 is imposed by a school corporation for taxes first due and
10 payable in 2024 and 2025;

11 (2) does not apply to an operating referendum tax levy under
12 IC 20-46-1:

13 (A) approved by the voters during a time that the school
14 corporation imposing the levy was designated as a
15 distressed political subdivision; or

16 (B) approved by the voters after December 31, 2022, and
17 before January 1, 2025, that is imposed by a school
18 corporation for taxes first due and payable in 2024 or 2025;
19 and

20 (3) does not apply to any other tax year.

21 (b) As used in this section, "ADM" refers to the school
22 corporation's average daily membership used to determine the state
23 tuition support distribution under IC 20-43. In the case of a school
24 corporation that has entered into an agreement with one (1) or more
25 charter schools to participate as an innovation network charter school
26 under IC 20-25.7-5, the term includes the average daily membership of
27 **students described in IC 20-25.7-5-2(b)(2)** of any innovation network
28 charter school that is treated as a school operated by the school
29 corporation **with regard to students described in**
30 **IC 20-25.7-5-2(b)(2)** when calculating the total amount of state tuition
31 support to be distributed to the school corporation.

32 (c) Notwithstanding any increase in the assessed value of property
33 from the previous assessment date, for taxes first due and payable in
34 2024, the total amount of operating referendum tax that may be levied
35 by a school corporation may not exceed the lesser of:

36 (1) the maximum operating referendum tax that could have been
37 levied by the school corporation if the maximum referendum rate
38 was imposed for taxes first due and payable in 2023 multiplied
39 by one and three-hundredths (1.03); or

40 (2) the maximum operating referendum tax that could otherwise
41 be levied by the school corporation for taxes first due and
42 payable in 2024.

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1 The tax rate for an operating referendum tax levy shall be decreased,
2 if necessary, to comply with this limitation.

3 (d) Notwithstanding any increase in the assessed value of property
4 from the previous assessment date, for taxes first due and payable in
5 2025, the total amount of operating referendum tax that may be levied
6 by a school corporation may not exceed the lesser of the following:

7 (1) The maximum operating referendum tax that could have
8 been levied by the school corporation if the maximum
9 referendum rate was imposed for taxes first due and payable in
10 the immediately preceding calendar year, as adjusted by this
11 section, multiplied by the result determined under STEP SEVEN
12 of the following formula:

13 STEP ONE: Subtract:
14 (i) the school corporation's spring count of ADM made
15 in the calendar year preceding by five (5) years the
16 calendar year in which the property taxes are first due
17 and payable; from
18 (ii) the school corporation's spring count of ADM
19 made in the immediately preceding calendar year.

20 STEP TWO: Divide the STEP ONE result by four (4).

21 STEP THREE: Divide the STEP TWO result by the school
22 corporation's spring count of ADM made in the calendar
23 year preceding by five (5) years the calendar year in which
24 the property taxes are first due and payable.

25 STEP FOUR: Multiply the STEP THREE amount by one
26 and five-tenths (1.5).

27 STEP FIVE: Add the STEP FOUR result and one and
28 six-hundredths (1.06).

29 STEP SIX: Determine the greater of the STEP FIVE result
30 or one and six-hundredths (1.06).

31 STEP SEVEN: Determine the lesser of the STEP SIX result
32 or one and twelve-hundredths (1.12).

33 (2) The maximum operating referendum tax that could otherwise
34 be levied by the school corporation for taxes first due and
35 payable in the current calendar year.

36 The tax rate for an operating referendum tax levy shall be decreased,
37 if necessary, to comply with this limitation.

38 (e) The department of education shall provide to the department
39 of local government finance each school corporation's applicable ADM
40 counts as needed to make the determinations under this section.

41 SECTION 4. IC 20-25.7-5-1.5 IS ADDED TO THE INDIANA
42 CODE AS A NEW SECTION TO READ AS FOLLOWS

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1 [EFFECTIVE JULY 1, 2026]: **Sec. 1.5. A board may not at the same**
 2 **time both:**

- 3 **(1) be an authorizer of a charter school; and**
 4 **(2) enter into or have an agreement under this chapter with**
 5 **the charter school.**

6 SECTION 5. IC 20-25.7-5-2, AS AMENDED BY P.L.213-2025,
 7 SECTION 169, IS AMENDED TO READ AS FOLLOWS
 8 [EFFECTIVE JULY 1, 2026]: Sec. 2. (a) ~~The~~ **A** board may enter into
 9 an agreement with an organizer to:

- 10 **(1) reconstitute an eligible school as a participating innovation**
 11 **network charter school; or to**
 12 **(2) establish a participating innovation network charter school at**
 13 **a location:**

14 **(A) selected by the board; ~~within the boundary of the school~~**
 15 **corporation; or**

16 **(B) within the geographic boundaries of any school**
 17 **corporation with which the organizer enters into an**
 18 **agreement under this chapter.**

19 Notwithstanding IC 20-26-7.1, a participating innovation network
 20 charter school may be established within a vacant school building.

21 (b) The terms of the agreement entered into between ~~the~~ **a** board
 22 **of a school corporation** and an organizer must specify the following:

23 (1) A statement that the organizer authorizes the department to
 24 include the charter school's performance assessment results
 25 under IC 20-31-8 **for students who reside within the**
 26 **geographic boundaries of the school corporation** when
 27 calculating the school corporation's performance assessment
 28 under rules adopted by the state board.

29 (2) Subject to an administrative fee as described in subsection
 30 (g), a statement that the school corporation will distribute at least
 31 one hundred percent (100%) of state tuition support dollars that
 32 the school corporation receives ~~from student enrollment for~~
 33 **students who:**

34 **(A) reside within the geographic boundaries of the**
 35 **school corporation; and**

36 **(B) are enrolled** in the participating innovation network
 37 charter school;

38 in accordance with the school funding formula to the
 39 participating innovation network charter school (if the
 40 participating innovation network charter school is, **with regard**
 41 **to students described in this subsection**, treated in the same
 42 manner as a school operated by the school corporation under

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- 1 subsection (d)(2)).
- 2 (3) The performance goals and accountability metrics agreed
- 3 upon for the charter school in the charter agreement between the
- 4 organizer and the authorizer and a statement that the school
- 5 corporation is prohibited from setting additional performance
- 6 goals or accountability metrics.
- 7 (4) For an agreement entered into or renewed after June 30,
- 8 2023, the process the board is required to follow in determining
- 9 whether to renew the agreement.
- 10 (5) The amount of money levied as property taxes that will be
- 11 distributed by the school corporation to the organizer.
- 12 (6) Subject to section 5 of this chapter, the participating
- 13 innovation network charter school's enrollment and discipline
- 14 policies, including defined attendance areas and enrollment
- 15 zones.
- 16 (7) A statement that the innovation agreement shall not create an
- 17 obligation that would cause the organizer to be in violation of its
- 18 charter agreement (as described in IC 20-24-1-3).
- 19 (c) If an organizer and ~~the a~~ board enter into an agreement under
- 20 subsection (a), the organizer and the board shall notify the department
- 21 that the agreement has been made under this section within thirty (30)
- 22 days after the agreement is entered into.
- 23 (d) Upon receipt of the notification under subsection (c), for
- 24 school years starting after the date of the agreement:
- 25 (1) the department shall include the participating innovation
- 26 network charter school's performance assessment results under
- 27 IC 20-31-8 **for students who reside within the geographic**
- 28 **boundaries of the school corporation** when calculating the
- 29 school corporation's performance assessment under rules
- 30 adopted by the state board;
- 31 (2) the department shall:
- 32 (A) treat the participating innovation network charter school
- 33 in the same manner as a school operated by the school
- 34 corporation **with regard to students residing within the**
- 35 **geographic boundaries of the school corporation** when
- 36 calculating the total amount of state funding to be
- 37 distributed to the school corporation unless subsection (e)
- 38 applies; and
- 39 (B) **in determining the school corporation's enrollment,**
- 40 **include only eligible pupils enrolled in the participating**
- 41 **innovation network charter school who reside within the**
- 42 **geographic boundaries of the school corporation.**

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1 (3) if requested by a participating innovation network charter
 2 school that reconstitutes an eligible school, the department may
 3 use student growth as the state board's exclusive means to
 4 determine the innovation network charter school's category or
 5 designation of school improvement under 511 IAC 6.2-10-10 for
 6 a period of three (3) years. Beginning with the 2019-2020 school
 7 year, the department may not use student growth as the state
 8 board's exclusive means to determine an innovation network
 9 charter school's category or designation of school improvement.
 10 This subdivision expires July 1, 2023.

11 (e) If a participating innovation network school was established
 12 before January 1, 2016, and for the current school year has a
 13 complexity index that is greater than the complexity index for the
 14 school corporation that the innovation network school has contracted
 15 with, the innovation network school shall be treated as a charter school
 16 for purposes of determining tuition support. This subsection expires
 17 June 30, 2027.

18 (f) If the board or organizer fails to follow the process described
 19 in subsection (b)(4), the board or organizer may appeal to the state
 20 board. The state board shall hear the appeal in a public meeting and
 21 ensure that the board or organizer follows the renewal process specified
 22 in the agreement. The board may not terminate an agreement until the
 23 board has provided evidence to the state board that the board has
 24 complied with the renewal process specified in the agreement. The
 25 state board shall issue a decision on an appeal under this subsection not
 26 later than sixty (60) days after the date the board or organizer submitted
 27 the appeal to the state board.

28 (g) If an administrative fee is included in an agreement entered
 29 into or renewed **under this chapter** after June 30, 2023, **2026**, under
 30 this section, the fee may not exceed one percent (1%) of the total
 31 amount of state tuition support that is distributed to the school
 32 corporation based on the participating innovation network charter
 33 school's student enrollment. **each school corporation with which an**
 34 **organizer of a participating innovation network charter school has**
 35 **entered into an agreement may assess an administrative fee of not**
 36 **more than one percent (1%) of the tuition support dollars that the**
 37 **school corporation receives for students who:**

- 38 (1) reside within the geographic boundaries of the school
 39 corporation; and
 40 (2) are enrolled in the participating innovation network
 41 charter school.

42 (h) An agreement entered into between the board and an organizer

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1 under this section may not be altered without written approval from the
2 organizer.

3 SECTION 6. IC 20-25.7-5-2.5 IS ADDED TO THE INDIANA
4 CODE AS A **NEW** SECTION TO READ AS FOLLOWS
5 [EFFECTIVE JULY 1, 2026]: **Sec. 2.5. In addition to any state**
6 **tuition support dollars a participating innovation network charter**
7 **school receives from a school corporation under this chapter, the**
8 **department shall treat the participating innovation network**
9 **charter school as a charter school when calculating the tuition**
10 **support to be distributed to the innovation network charter school**
11 **for students of the innovation network charter school who do not**
12 **reside within the geographic boundaries of a school corporation**
13 **with which the innovation network charter school has an**
14 **agreement under this chapter.**

15 SECTION 7. IC 20-25.7-5-5, AS AMENDED BY P.L.220-2021,
16 SECTION 9, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
17 JULY 1, 2026]: Sec. 5. (a) IC 20-24-5-5 (with the exception of
18 IC 20-24-5-5(g)) does not apply to a participating innovation network
19 charter school that enters into an agreement with the board to
20 reconstitute or establish an eligible school.

21 (b) Except as provided in subsections (c) and (d), a participating
22 innovation network charter school must enroll any eligible student who
23 submits a timely application for enrollment.

24 (c) A participating innovation network charter school that
25 reconstitutes or establishes an eligible school may limit new
26 admissions to the participating innovation network charter school to:

27 (1) ensure that any student with legal settlement in the
28 attendance area, or in ~~the school corporation~~ **any school**
29 **corporation with which the participating innovation network**
30 **charter school has entered into an agreement under this**
31 **chapter** if the school does not have a defined attendance area,
32 may attend the charter school;

33 (2) ensure that a student who attends the participating innovation
34 network charter school during a school year may continue to
35 attend the charter school in subsequent years;

36 (3) allow the siblings of a student alumnus or a current student
37 who attends the participating innovation network charter school
38 to attend the charter school;

39 (4) allow preschool students who attend a Level 3 or Level 4
40 Paths to QUALITY program preschool to attend kindergarten at
41 the participating innovation network charter school if the
42 participating innovation network charter school and the school

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1 corporation or preschool provider have entered into an
2 agreement to share services or facilities;

3 (5) allow each student who qualifies for free or reduced price
4 lunch under the national school lunch program to receive
5 preference for admission to the participating innovation network
6 charter school if the preference is specifically provided for in the
7 charter and is approved by the authorizer; and

8 (6) allow each student who attended a turnaround academy or
9 attends a school that is located in the same school building as the
10 participating innovation network charter school to receive
11 preference for admission to the participating innovation network
12 charter school if the preference is specifically provided for in the
13 participating innovation network charter school's charter and is
14 approved by the authorizer of the participating innovation
15 network charter school.

16 (d) A participating innovation network charter school with a
17 curriculum that includes study in a foreign country may deny admission
18 to a student if:

19 (1) the student:

20 (A) has completed fewer than twenty-two (22) academic
21 credits required for graduation; and

22 (B) will be in the grade 11 cohort during the school year in
23 which the student seeks to enroll in the participating
24 innovation network charter school; or

25 (2) the student has been suspended (as defined in IC 20-33-8-7)
26 or expelled (as defined in IC 20-33-8-3) during the twelve (12)
27 months immediately preceding the student's application for
28 enrollment for:

29 (A) ten (10) or more school days;

30 (B) a violation under IC 20-33-8-16;

31 (C) causing physical injury to a student, a school employee,
32 or a visitor to the school; or

33 (D) a violation of a school corporation's drug or alcohol
34 rules.

35 For purposes of subdivision (2)(A), student discipline received under
36 IC 20-33-8-25(b)(7) for a violation described in subdivision (2)(B)
37 through (2)(D) must be included in the calculation of the number of
38 school days that a student has been suspended.

39 (e) A participating innovation network charter school may give
40 enrollment preferences to children of the participating innovation
41 network charter school's founders, governing board members, and
42 participating innovation network charter school employees, as long as

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1 the enrollment preference under this subsection is not given to more
2 than ten percent (10%) of the participating innovation charter school's
3 total population and there is sufficient capacity for a program, class,
4 grade level, or building to ensure that any student with legal settlement
5 in the attendance area may attend the school.

6 (f) This subsection applies to an existing charter school that enters
7 into an innovation network agreement with ~~the~~ a board. During the
8 charter school's first year of operation as a participating innovation
9 network charter school, the charter school may limit admission to:

- 10 (1) those students who were enrolled in the charter school on the
- 11 date it entered into the innovation network agreement; and
- 12 (2) siblings of students described in subdivision (1).

13 (g) This subsection applies if the number of applications for a
14 program, class, grade level, or building exceeds the capacity of the
15 program, class, grade level, or building. If a participating innovation
16 network charter school receives a greater number of applications than
17 there are spaces for students, each timely applicant must be given an
18 equal chance of admission. The participating innovation network
19 charter school that is not in a county containing a consolidated city
20 must determine which of the applicants will be admitted to the
21 participating innovation network charter school or the program, class,
22 grade level, or building by random drawing in a public meeting with
23 each timely applicant limited to one (1) entry in the drawing. However,
24 the participating innovation network charter school located in a county
25 with a consolidated city shall determine which of the applicants will be
26 admitted to the participating innovation network charter school or the
27 program, class, grade level, or building by using a publicly verifiable
28 random selection process.

29 SECTION 8. IC 20-25.7-5-6, AS ADDED BY P.L.162-2024,
30 SECTION 11, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
31 JULY 1, 2026]: Sec. 6. (a) Subject to an administrative fee as described
32 in section 2(g) of this chapter, a school corporation that enters into an
33 agreement with an organizer under this chapter shall distribute at least
34 one hundred percent (100%) of state tuition support dollars that the
35 school corporation receives from ~~student enrollment~~ **students who:**

- 36 **(1) reside in the geographic boundaries of the school**
- 37 **corporation; and**
- 38 **(2) are enrolled** in the participating innovation network charter
39 school;

40 in accordance with the school funding formula to the participating
41 innovation network charter school.

42 (b) Unless an agreement entered into before July 1, 2024, between

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1 a board and an organizer provides otherwise, all participating
2 innovation network charter schools operating under existing
3 agreements with boards as of July 1, 2024, will receive funds as
4 required under subsection (a).

5 SECTION 9. IC 20-32-6.5-3, AS ADDED BY P.L.180-2025,
6 SECTION 4, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
7 JULY 1, 2026]: Sec. 3. (a) Beginning with the 2026-2027 school year,
8 if a school determines that a student in kindergarten through grade 8 is
9 at risk of not achieving grade level proficiency in mathematics as
10 determined by an analysis of the student's data from:

- 11 (1) a grade level screener approved by the department; or
- 12 (2) a through-year statewide assessment;

13 the school must provide intervention that meets the requirements under
14 subsection (b).

15 (b) A school shall provide intervention to a student described in
16 subsection (a) that meets the following conditions:

- 17 (1) The intervention includes a multitiered system of support that
18 progresses from less to more intensive support based on the
19 student's individual needs.
- 20 (2) The intervention is aligned to daily Tier I instruction and
21 standard level learning progressions.
- 22 (3) The intervention is:
 - 23 (A) targeted;
 - 24 (B) differentiated; and
 - 25 (C) supplemental to Tier I instruction.
- 26 (4) The intervention:
 - 27 (A) is aligned with evidence based instructional strategies
28 to promote conceptual understanding, procedural fluency,
29 and real world problem solving; and
 - 30 (B) allows a student opportunities to interact, show
31 progress, and demonstrate understanding through rigorous
32 grade level content.
- 33 (5) The intervention includes continual assessment and in depth
34 analysis of each student's data to inform the flexible movement
35 in and out of Tiers II and III.

36 **(c) Not later than fifteen (15) days after a school makes a**
37 **determination under subsection (a) that a student is at risk, the**
38 **school shall provide notice to a parent of the student regarding the**
39 **determination. The notification may contain the following:**

- 40 **(1) Specific information about how the student is performing.**
- 41 **(2) Information about the intervention the student will**
42 **receive from the school.**

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1 **(3) A list or description of any recommended resources**
 2 **available for use at home to support the student's academic**
 3 **growth in mathematics.**
 4 (e) **(d)** The department shall provide guidance on the multitiered
 5 system that a school is required to provide under subsection (b).
 6 SECTION 10. IC 20-43-13-4, AS AMENDED BY P.L.213-2025,
 7 SECTION 197, IS AMENDED TO READ AS FOLLOWS
 8 [EFFECTIVE JULY 1, 2026]: Sec. 4. (a) Except as provided in
 9 subsections (c) and (d), the complexity index is the percentage of the
 10 school corporation's students who were receiving Supplemental
 11 Nutrition Assistance Program (SNAP) benefits, Temporary Assistance
 12 for Needy Families (TANF) benefits, or foster care services as of
 13 October 1 in the school year ending in the later of:
 14 (1) 2025; or
 15 (2) the first year of operation of the school corporation.
 16 (b) For a conversion charter school, the percentage determined
 17 under this section is the percentage of the sponsor school corporation.
 18 (c) Except as provided in subsection (d), the complexity index for
 19 a school corporation that has entered into an agreement with one (1) or
 20 more charter schools to participate as an innovation network charter
 21 school under IC 20-25.7-5 for a state fiscal year is equal to the result
 22 using the following formula:
 23 STEP ONE: Determine:
 24 (A) the school corporation's enrollment; minus
 25 (B) the enrollment **of students described in**
 26 **IC 20-25.7-5-2(b)(2)** of each participating innovation
 27 network charter school.
 28 STEP TWO: Determine the number of students in the school
 29 corporation who were receiving Supplemental Nutrition
 30 Assistance Program (SNAP) benefits, Temporary Assistance for
 31 Needy Families (TANF) benefits, or foster care services as of
 32 October 1 in the school year ending in 2025, not including
 33 students enrolled in each participating innovation network
 34 charter school.
 35 STEP THREE: Divide the result of STEP TWO by the result of
 36 STEP ONE.
 37 STEP FOUR: Determine the enrollment **of students described**
 38 **in IC 20-25.7-5-2(b)(2)** of each participating innovation network
 39 charter school.
 40 STEP FIVE: Determine the number of students **described in**
 41 **IC 20-25.7-5-2(b)(2)** in each participating innovation network
 42 charter school who were receiving Supplemental Nutrition

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1 Assistance Program (SNAP) benefits, Temporary Assistance for
 2 Needy Families (TANF) benefits, or foster care services as of
 3 October 1 in the school year ending in the later of:
 4 (A) 2025; or
 5 (B) the first year of operation of the participating innovation
 6 network charter school.
 7 STEP SIX: Divide the result of STEP FIVE by the result of
 8 STEP FOUR.
 9 STEP SEVEN: For each participating innovation network charter
 10 school, determine the greater of:
 11 (A) the result of STEP THREE; or
 12 (B) the result of STEP SIX.
 13 STEP EIGHT: For each participating innovation network charter
 14 school, multiply the result of STEP SEVEN by the result of
 15 STEP FOUR.
 16 STEP NINE: Determine the sum of:
 17 (A) the result of STEP TWO; plus
 18 (B) the results of STEP EIGHT, for each participating
 19 innovation network charter school.
 20 STEP TEN: Determine the sum of:
 21 (A) the result of STEP ONE; plus
 22 (B) the results of STEP FOUR for each participating
 23 innovation network charter school.
 24 STEP ELEVEN: Divide the STEP NINE result by the STEP
 25 TEN result.
 26 (d) If the complexity index of a participating innovation network
 27 charter school that was established before January 1, 2016, is, for the
 28 current school year, greater than the complexity index for the school
 29 corporation with which the innovation network charter school has
 30 contracted, the complexity index of the participating innovation
 31 network charter school is determined as described in IC 20-25.7-5-2(e).
 32 SECTION 11. IC 20-51-1-5, AS AMENDED BY P.L.162-2024,
 33 SECTION 27, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
 34 JULY 1, 2026]: Sec. 5. "Eligible student" refers to an individual who:
 35 (1) has legal settlement in Indiana;
 36 (2) is at least four (4) years of age and less than twenty-two (22)
 37 years of age on October 1 of the applicable school year; **and**
 38 (3) either has been or is currently enrolled in a participating
 39 school. **and**
 40 ~~(4) is a member of a household with an annual income of not~~
 41 ~~more than four hundred percent (400%) of the amount required~~
 42 ~~for the individual to qualify for the federal free or reduced price~~

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1 lunch program.

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