

1 students shall complete and submit a Free Application for Federal
2 Student Aid (FAFSA).

3 B. A student shall not be required to comply with the
4 provisions of subsection A of this section if:

5 1. The student's parent or legal guardian submits a signed form
6 authorizing the student to opt out of the requirement of subsection
7 A of this section;

8 2. A student age eighteen (18) or older submits a signed form
9 authorizing him or her to opt out of the requirement of subsection A
10 of this section; or

11 3. A school counselor authorizes a student to opt out of the
12 requirement of subsection A of this section.

13 C. The State Department of Education shall develop and publish:

14 1. Materials for students, parents, and legal guardians
15 explaining the requirements to complete the FAFSA, the benefits to
16 completing the FAFSA, and the opt-out provisions described in
17 subsection B of this section; and

18 2. An opt-out form to be used by school districts, charter
19 schools, and virtual charter schools for the purposes outlined in
20 subsection B of this section.

21 D. The superintendent of each school district in this state
22 shall designate a school employee to collect information regarding
23 student compliance with subsection A or B of this section. The
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1 collection and storage of the information shall comply with the
2 Family Educational Rights and Privacy Act of 1974 (FERPA).

3 E. The State Board of Education shall promulgate rules to
4 implement the provisions of this section, which shall address the
5 method by which a student is to provide proof to a school district,
6 public charter school, or virtual charter school that the student
7 has completed and submitted the FAFSA as required by subsection A of
8 this section.

9 SECTION 2. This act shall become effective July 1, 2023.

10 SECTION 3. It being immediately necessary for the preservation
11 of the public peace, health, or safety, an emergency is hereby
12 declared to exist, by reason whereof this act shall take effect and
13 be in full force from and after its passage and approval.

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15 COMMITTEE REPORT BY: COMMITTEE ON HIGHER EDUCATION AND CAREER TECH,
16 dated 04/10/2023 - DO PASS, As Coauthored.

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