

IC 21-7

ARTICLE 7. STATE UNIVERSITIES

IC 21-7-1

Repealed

(Repealed by P.L.2-2007, SEC.390.)

IC 21-7-2

Repealed

(Repealed by P.L.2-2007, SEC.390.)

IC 21-7-3

Repealed

(Repealed by P.L.2-2007, SEC.390.)

IC 21-7-4

Repealed

(Repealed by P.L.2-2007, SEC.390.)

IC 21-7-4.5

Repealed

(Repealed by P.L.2-2007, SEC.390.)

IC 21-7-5

Repealed

(Repealed by P.L.2-2007, SEC.390.)

IC 21-7-6

Repealed

(Repealed by P.L.2-2007, SEC.390.)

IC 21-7-7

Repealed

(Repealed by Acts 1972, P.L.13, SEC.47.)

IC 21-7-8

Repealed

(Repealed by Acts 1972, P.L.13, SEC.48.)

IC 21-7-9

Repealed

(Repealed by Acts 1972, P.L.13, SEC.49.)

IC 21-7-10

Repealed

(Repealed by P.L.1-1992, SEC.106.)

IC 21-7-11

Repealed

(Repealed by P.L.2-2007, SEC.390.)

IC 21-7-12

Chapter 12. Effect of Recodification by the Act of the 2007 Regular Session of the General Assembly

IC 21-7-12-1

"Prior law"

Sec. 1. As used in this chapter, "prior law" refers to the statutes concerning higher education that are repealed or amended in the recodification act of the 2007 regular session of the general assembly as the statutes existed before the effective date of the applicable or corresponding provision of the recodification act of the 2007 regular session of the general assembly. The term includes statutes that are recodified outside this title by the recodification act of the 2007 regular session of the general assembly, such as law related to the Indiana health and educational facility finance authority, Indiana University hospitals, medical center development agencies, university administered preschools, elementary schools, and high schools, administration of school corporation expenditures, donations to a state educational institution by a political subdivision, and the Knox County property tax levy for Vincennes University.
As added by P.L.2-2007, SEC.242.

IC 21-7-12-2

Purpose

Sec. 2. The purpose of the recodification act of the 2007 regular session of the general assembly is to recodify prior law in a style that is clear, concise, and easy to interpret and apply. Except to the extent that:

- (1) the recodification act of the 2007 regular session of the general assembly is amended to reflect the changes made in a provision of another bill that adds to, amends, or repeals a provision in the recodification act of the 2007 regular session of the general assembly; or
- (2) the minutes of meetings of the code revision commission during 2006 expressly indicate a different purpose;

the substantive operation and effect of the prior law continue uninterrupted as if the recodification act of the 2007 regular session of the general assembly had not been enacted.

As added by P.L.2-2007, SEC.242.

IC 21-7-12-3

Applicability

Sec. 3. Subject to section 2 of this chapter, sections 4 through 9 of this chapter shall be applied to the statutory construction of the recodification act of the 2007 regular session of the general assembly.

As added by P.L.2-2007, SEC.242.

IC 21-7-12-4

Effect of actions before July 1, 2007

Sec. 4. (a) The recodification act of the 2007 regular session of the general assembly does not affect:

- (1) any rights or liabilities accrued;
- (2) any penalties incurred;
- (3) any violations committed;
- (4) any proceedings begun;
- (5) any bonds, notes, loans, or other forms of indebtedness issued, incurred, or made;
- (6) any tax levies made or authorized;
- (7) any funds established;
- (8) any patents issued;
- (9) the validity, continuation, or termination of any contracts, easements, or leases executed;
- (10) the validity, continuation, scope, termination, suspension, or revocation of:
 - (A) permits;
 - (B) licenses;
 - (C) certificates of registration;
 - (D) grants of authority; or
 - (E) limitations of authority; or
- (11) the validity of court decisions entered regarding the constitutionality of any provision of the prior law;

before the effective date of the recodification act of the 2007 regular session of the general assembly (July 1, 2007). Those rights, liabilities, penalties, violations, proceedings, bonds, notes, loans, other forms of indebtedness, tax levies, funds, patents, contracts, easements, leases, permits, licenses, certificates of registration, grants of authority, and limitations of authority continue and shall be imposed and enforced under prior law as if the recodification act of the 2007 regular session of the general assembly had not been enacted.

(b) The recodification act of the 2007 regular session of the general assembly does not:

- (1) extend or cause to expire a permit, license, certificate of registration, or other grant or limitation of authority; or
- (2) in any way affect the validity, scope, or status of a license, permit, certificate of registration, or other grant or limitation of authority;

issued under the prior law.

(c) The recodification act of the 2007 regular session of the general assembly does not affect the revocation, limitation, or suspension of a permit, license, certificate of registration, or other grant or limitation of authority based in whole or in part on violations of the prior law or the rules adopted under the prior law.

As added by P.L.2-2007, SEC.242.

IC 21-7-12-5

Statutory construction

Sec. 5. The recodification act of the 2007 regular session of the general assembly shall be construed as a recodification of prior law.

Except as provided in section 2(1) and 2(2) of this chapter, if the literal meaning of the recodification act of the 2007 regular session of the general assembly (including a literal application of an erroneous change to an internal reference) would result in a substantive change in the prior law, the difference shall be construed as a typographical, spelling, or other clerical error that must be corrected by:

(1) inserting, deleting, or substituting words, punctuation, or other matters of style in the recodification act of the 2007 regular session of the general assembly; or

(2) using any other rule of statutory construction;

as necessary or appropriate to apply the recodification act of the 2007 regular session of the general assembly in a manner that does not result in a substantive change in the law. The principle of statutory construction, which states that a court must apply the literal meaning of an act if the literal meaning of the act is unambiguous, does not apply to the recodification act of the 2007 regular session of the general assembly to the extent that the recodification act of the 2007 regular session of the general assembly is not substantively identical to the prior law.

As added by P.L.2-2007, SEC.242.

IC 21-7-12-6

Reference to repealed statutes

Sec. 6. Subject to section 9 of this chapter, a reference in a statute or rule to a statute that is repealed and replaced in the same or a different form in the recodification act of the 2007 regular session of the general assembly shall be treated after the effective date of the new provision as a reference to the new provision.

As added by P.L.2-2007, SEC.242.

IC 21-7-12-7

Citation references

Sec. 7. A citation reference in the recodification act of the 2007 regular session of the general assembly to another provision of the recodification act of the 2007 regular session of the general assembly shall be treated as including a reference to the provision of prior law that is substantively equivalent to the provision of the recodification act of the 2007 regular session of the general assembly that is referred to by the citation reference.

As added by P.L.2-2007, SEC.242.

IC 21-7-12-8

Rules references

Sec. 8. (a) As used in the recodification act of the 2007 regular session of the general assembly, a reference to rules adopted under any provision of this title or under any other provision of the recodification act of the 2007 regular session of the general assembly refers to either:

(1) rules adopted under the recodification act of the 2007

regular session of the general assembly; or
(2) rules adopted under the prior law until those rules have been amended, repealed, or superseded.

(b) Rules adopted under the prior law continue in effect after June 30, 2007, until the rules are amended, repealed, or suspended.

As added by P.L.2-2007, SEC.242.

IC 21-7-12-9

Citations to prior civil law and procedure

Sec. 9. (a) A reference in the recodification act of the 2007 regular session of the general assembly to a citation in the prior law before its repeal is added in certain sections of the recodification act of the 2007 regular session of the general assembly only as an aid to the reader.

(b) The inclusion or omission in the recodification act of the 2007 regular session of the general assembly of a reference to a citation in the prior law before its repeal does not affect:

- (1) any rights or liabilities accrued;
- (2) any penalties incurred;
- (3) any violations committed;
- (4) any proceedings begun;
- (5) any bonds, notes, loans, or other forms of indebtedness issued, incurred, or made;
- (6) any tax levies made or authorized;
- (7) any funds established;
- (8) any patents issued;
- (9) the validity, continuation, or termination of contracts, easements, or leases executed;
- (10) the validity, continuation, scope, termination, suspension, or revocation of:
 - (A) permits;
 - (B) licenses;
 - (C) certificates of registration;
 - (D) grants of authority;
 - (E) limitations of authority; or
 - (F) degrees; or

(11) the validity of court decisions entered regarding the constitutionality of any provision of the prior law; before the effective date of the recodification act of the 2007 regular session of the general assembly (July 1, 2007). Those rights, liabilities, penalties, violations, proceedings, bonds, notes, loans, other forms of indebtedness, tax levies, funds, patents, contracts, easements, leases, permits, licenses, certificates of registration, grants of authority, limitations of authority, and degrees, continue and shall be imposed and enforced under prior law as if the recodification act of the 2007 regular session of the general assembly had not been enacted.

(c) The inclusion or omission in the recodification act of the 2007 regular session of the general assembly of a citation to a provision in the prior law does not affect the use of a prior conviction, violation,

or noncompliance under the prior law as the basis for revocation of a license, permit, certificate of registration, or other grant of authority under the recodification act of the 2007 regular session of the general assembly, as necessary or appropriate to apply the recodification act of the 2007 regular session of the general assembly in a manner that does not result in a substantive change in the law.

As added by P.L.2-2007, SEC.242.

IC 21-7-13

Chapter 13. Definitions

IC 21-7-13-1

Application

Sec. 1. The definitions in this chapter apply throughout this title.
As added by P.L.2-2007, SEC.243.

IC 21-7-13-2

"Academic term"

Sec. 2. "Academic term":

- (1) for purposes of this title (other than IC 21-40), has the meaning set forth in IC 21-12-1-2; and
- (2) for purposes of IC 21-40, has the meaning set forth in IC 21-40-1-2.

As added by P.L.2-2007, SEC.243.

IC 21-7-13-3

"Academic year"

Sec. 3. "Academic year" has the meaning set forth in IC 21-12-1-3.

As added by P.L.2-2007, SEC.243.

IC 21-7-13-4

"Accredited nonpublic school"

Sec. 4. "Accredited nonpublic school" means a nonpublic school that has voluntarily become accredited under IC 20-19-2-8.

As added by P.L.2-2007, SEC.243.

IC 21-7-13-5

"Current ADM"

Sec. 5. "Current ADM" has the meaning set forth in IC 20-43-1-10.

As added by P.L.2-2007, SEC.243. Amended by P.L.205-2013, SEC.312.

IC 21-7-13-6

"Approved postsecondary educational institution"

Sec. 6. (a) "Approved postsecondary educational institution", for purposes of this title (except section 15 of this chapter, IC 21-12-6, and IC 21-13-1-4) means the following:

- (1) A postsecondary educational institution that operates in Indiana and:
 - (A) provides an organized two (2) year or longer program of collegiate grade directly creditable toward a baccalaureate degree;
 - (B) is either operated by the state or operated nonprofit; and
 - (C) is accredited by a recognized regional accrediting agency, including:
 - (i) Ancilla College;

- (ii) Anderson University;
- (iii) Bethel College;
- (iv) Butler University;
- (v) Calumet College of St. Joseph;
- (vi) DePauw University;
- (vii) Earlham College;
- (viii) Franklin College;
- (ix) Goshen College;
- (x) Grace College and Seminary;
- (xi) Hanover College;
- (xii) Holy Cross College;
- (xiii) Huntington University;
- (xiv) Indiana Institute of Technology;
- (xv) Indiana Wesleyan University;
- (xvi) Manchester College;
- (xvii) Marian University;
- (xviii) Martin University;
- (xix) Oakland City University;
- (xx) Rose-Hulman Institute of Technology;
- (xxi) Saint Joseph's College;
- (xxii) Saint Mary-of-the-Woods College;
- (xxiii) Saint Mary's College;
- (xxiv) Taylor University;
- (xxv) Trine University;
- (xxvi) University of Evansville;
- (xxvii) University of Indianapolis;
- (xxviii) University of Notre Dame;
- (xxix) University of Saint Francis;
- (xxx) Valparaiso University; and
- (xxxi) Wabash College;

or is accredited by the board for proprietary education under IC 21-18.5-6 or an accrediting agency recognized by the United States Department of Education.

- (2) Ivy Tech Community College.
- (3) A hospital that operates a nursing diploma program that is accredited by the Indiana state board of nursing.
- (4) A postsecondary credit bearing proprietary educational institution that meets the following requirements:
 - (A) Is incorporated in Indiana, or is registered as a foreign corporation doing business in Indiana.
 - (B) Is fully accredited by and is in good standing with the board for proprietary education under IC 21-18.5-6.
 - (C) Is accredited by and is in good standing with a regional or national accrediting agency.
 - (D) Offers a course of study that is at least eighteen (18) consecutive months in duration (or an equivalent to be determined by the board for proprietary education under IC 21-18.5-6) and that leads to an associate or a baccalaureate degree recognized by the board for proprietary education under IC 21-18.5-6.

(E) Is certified by the board for proprietary education as meeting the requirements of this subdivision.

(b) "Approved postsecondary educational institution" for purposes of section 15 of this chapter, IC 21-12-6, and IC 21-13-1-4, means the following:

- (1) A state educational institution.
- (2) A nonprofit college or university.
- (3) A postsecondary credit bearing proprietary educational institution that is accredited by an accrediting agency recognized by the United States Department of Education.

As added by P.L.2-2007, SEC.243. Amended by P.L.169-2011, SEC.1; P.L.107-2012, SEC.7; P.L.13-2013, SEC.58.

IC 21-7-13-7

"Approved secondary school"

Sec. 7. "Approved secondary school" has the meaning set forth in IC 21-12-1-5.

As added by P.L.2-2007, SEC.243.

IC 21-7-13-8

"Ball State University"

Sec. 8. "Ball State University" refers to the state educational institution established under IC 21-19-2.

As added by P.L.2-2007, SEC.243.

IC 21-7-13-9

"Board of trustees"

Sec. 9. "Board of trustees":

- (1) in a law applicable to Ball State University, refers to the Ball State University board of trustees;
 - (2) in a law applicable to Indiana University, refers to the Indiana University board of trustees;
 - (3) in a law applicable to Indiana State University, refers to the Indiana State University board of trustees;
 - (4) in a law applicable to Ivy Tech Community College, refers to the Ivy Tech Community College of Indiana board of trustees;
 - (5) in a law applicable to Purdue University, refers to the Purdue University board of trustees;
 - (6) in a law applicable to the University of Southern Indiana, refers to the University of Southern Indiana board of trustees;
- and
- (7) in a law applicable to Vincennes University, refers to the Vincennes University board of trustees.

As added by P.L.2-2007, SEC.243. Amended by P.L.3-2008, SEC.128.

IC 21-7-13-10

"College or university"

Sec. 10. "College or university" means a postsecondary

educational institution that meets the following requirements:

- (1) Is authorized by law to provide a program of education beyond the high school level.
- (2) Admits as regular students only individuals having a certificate of graduation from a high school or the recognized equivalent of such a certificate.
- (3) Provides an educational program:
 - (A) for which the higher education institution awards a baccalaureate or an associate degree;
 - (B) in which admission is contingent upon the prior attainment of a baccalaureate degree or the equivalent, for which the higher education institution:
 - (i) awards a postgraduate degree; or
 - (ii) provides not less than a two (2) year program that is acceptable for full credit toward a postgraduate degree; or
 - (C) of a two (2) year duration in engineering, mathematics, or the physical or biological sciences, that is designed to prepare the student to work as a technician and at a semiprofessional level in an engineering, a scientific, or other technological field that requires the understanding and application of basic engineering, scientific, or mathematical principles or knowledge.
- (4) Is accredited by a regional accrediting agency or association or by an organization recognized by the United States Department of Education, or, if not so accredited is an institution whose credits are accepted on transfer by not less than three (3) institutions that are accredited by a regional accrediting agency or association or by an organization recognized by the United States Department of Education, with the credits accepted on the same basis as if the credits were transferred from an accredited institution.

As added by P.L.2-2007, SEC.243.

IC 21-7-13-11

"Commission for higher education"

Sec. 11. "Commission for higher education" refers to the commission for higher education of the state of Indiana established under IC 21-18-2.

As added by P.L.2-2007, SEC.243.

IC 21-7-13-12

Repealed

(Repealed by P.L.107-2012, SEC.8.)

IC 21-7-13-13

"Community college system"

Sec. 13. "Community college system" refers to a community college system established under IC 21-41-5.

As added by P.L.2-2007, SEC.243.

IC 21-7-13-13.3**"Degree granting"**

Sec. 13.3. "Degree granting" refers to any institution that offers a degree program and offers instructional or educational services or training in Indiana.

As added by P.L.273-2013, SEC.1.

IC 21-7-13-13.5**"Degree map"**

Sec. 13.5. "Degree map" refers to a student reference developed by a state educational institution under guidelines developed by the commission under IC 21-12-14-1 that provides an academic term by academic term sequence of course options that will allow a full-time student to complete:

- (1) a baccalaureate degree within four (4) academic years; or
- (2) an associate degree within two (2) academic years;

in the student's intended field of study. The reference must specify the expected date that the student will earn a baccalaureate degree or an associate degree and the academic requirements that a student should complete each academic year to timely earn a degree.

As added by P.L.281-2013, SEC.1.

IC 21-7-13-14**"Educational costs"**

Sec. 14. "Educational costs" means tuition and regularly assessed fees.

As added by P.L.2-2007, SEC.243.

IC 21-7-13-15**"Educational support costs"**

Sec. 15. "Educational support costs" refers to costs incurred by scholarship recipients in purchasing:

- (1) required textbooks, supplies, or equipment;
- (2) any other material required by the approved postsecondary educational institution in order for a scholarship recipient to participate in a particular class, seminar, laboratory, or other type of instruction; or
- (3) other items or services approved by the commission for higher education under rules adopted by the commission for higher education under IC 21-18.5-4;

that are not included in educational costs.

As added by P.L.2-2007, SEC.243. Amended by P.L.107-2012, SEC.9.

IC 21-7-13-16**"Elementary school"**

Sec. 16. "Elementary school" has the meaning set forth in IC 20-18-2-4.

As added by P.L.2-2007, SEC.243.

IC 21-7-13-17**"Eligible institution"**

Sec. 17. "Eligible institution", for purposes of:

- (1) IC 21-12, has the meaning set forth in IC 21-12-1-8;
- (2) IC 21-13, has the meaning set forth in IC 21-13-1-3;
- (3) IC 21-16, has the meaning set forth in IC 21-16-1-7;
- (4) IC 21-43, has the meaning set forth in IC 21-43-1-3; and
- (5) IC 21-44, has the meaning set forth in IC 21-44-1-10.

As added by P.L.2-2007, SEC.243.

IC 21-7-13-18**"Faculty"**

Sec. 18. "Faculty", for purposes of a law related to:

- (1) Indiana University, refers to the president, professors, and instructors of Indiana University; and
- (2) Vincennes University, refers to the president and professors of Vincennes University, or a majority of them.

As added by P.L.2-2007, SEC.243.

IC 21-7-13-19**"High school"**

Sec. 19. "High school" has the meaning set forth in IC 20-18-2-7.

As added by P.L.2-2007, SEC.243.

IC 21-7-13-20**"Indiana University"**

Sec. 20. "Indiana University" refers to the state educational institution established under IC 21-20-2.

As added by P.L.2-2007, SEC.243.

IC 21-7-13-21**"Indiana State University"**

Sec. 21. "Indiana State University" refers to the state educational institution established under IC 21-21-2.

As added by P.L.2-2007, SEC.243.

IC 21-7-13-22**"Ivy Tech Community College"**

Sec. 22. "Ivy Tech Community College" refers to the state educational institution established under IC 21-22-2.

As added by P.L.2-2007, SEC.243.

IC 21-7-13-23**"Nonprofit college or university"**

Sec. 23. (a) "Nonprofit college or university", for purposes of this title (except IC 21-17-1-14, IC 21-17-1-17, and IC 21-17-6) means a nonprofit college or university:

- (1) with a principal office in Indiana that is not owned or controlled by the state of Indiana or any political subdivision, agency, instrumentality, district, or municipality of the state of

Indiana; and

(2) that does not discriminate in the admission of students on the basis of race, color, or creed.

(b) "Nonprofit college or university" for purposes of IC 21-17-1-14, IC 21-17-1-17, and IC 21-17-6, has the meaning set forth in IC 21-17-1-10.

As added by P.L.2-2007, SEC.243.

IC 21-7-13-24

"Nonpublic school"

Sec. 24. "Nonpublic school" has the meaning set forth in IC 20-18-2-12.

As added by P.L.2-2007, SEC.243.

IC 21-7-13-25

"Occupational and technical education"

Sec. 25. "Occupational and technical education" has the meaning set forth in IC 21-22-1-2.

As added by P.L.2-2007, SEC.243.

IC 21-7-13-26

"Postsecondary credit bearing proprietary educational institution"

Sec. 26. "Postsecondary credit bearing proprietary educational institution" has the meaning set forth in IC 21-18.5-2-12.

As added by P.L.2-2007, SEC.243. Amended by P.L.107-2012, SEC.10.

IC 21-7-13-27

"Private technical, vocational, correspondence, and trade school"

Sec. 27. "Private technical, vocational, correspondence, and trade school" has the meaning set forth in IC 21-17-1-15.

As added by P.L.2-2007, SEC.243.

IC 21-7-13-28

"Purdue University"

Sec. 28. "Purdue University" refers to the state educational institution established under IC 21-23-2.

As added by P.L.2-2007, SEC.243.

IC 21-7-13-29

"Region"

Sec. 29. "Region" has the meaning set forth in IC 21-22-1-5.

As added by P.L.2-2007, SEC.243. Amended by P.L.3-2008, SEC.129.

IC 21-7-13-29.5

"Research intensive campus"

Sec. 29.5. "Research intensive campus" means a campus of a state educational institution that is classified or designated as a Research University (very high research activity) or a Research University

(high research activity) or an equivalent successor designation that is established by the Carnegie Foundation for the Advancement of Teaching.

As added by P.L.29-2012, SEC.1.

IC 21-7-13-30

"School corporation"

Sec. 30. "School corporation" has the meaning set forth in IC 20-18-2-16(a).

As added by P.L.2-2007, SEC.243.

IC 21-7-13-31

"Secondary school"

Sec. 31. "Secondary school" has the meaning set forth in IC 20-18-2-18.

As added by P.L.2-2007, SEC.243.

IC 21-7-13-32

"State educational institution"

Sec. 32. (a) "State educational institution" means any university, college, or other educational institution:

- (1) existing on or after March 29, 1971;
- (2) in Indiana;
- (3) that provides programs of:
 - (A) collegiate or university education; or
 - (B) other postsecondary education; and
- (4) that is supported in whole or in part by appropriations made by the general assembly.

(b) The term refers to the following:

- (1) Ball State University.
- (2) Indiana State University.
- (3) Indiana University.
- (4) Ivy Tech Community College.
- (5) Purdue University.
- (6) University of Southern Indiana.
- (7) Vincennes University.

As added by P.L.2-2007, SEC.243.

IC 21-7-13-33

Repealed

(Repealed by P.L.107-2012, SEC.11.)

IC 21-7-13-34

"State superintendent"

Sec. 34. "State superintendent" has the meaning set forth in IC 20-18-2-20.

As added by P.L.2-2007, SEC.243.

IC 21-7-13-35

"University of Southern Indiana"

Sec. 35. "University of Southern Indiana" refers to the state educational institution established under IC 21-24-2.

As added by P.L.2-2007, SEC.243.

IC 21-7-13-36

"Vincennes University"

Sec. 36. "Vincennes University" refers to the state educational institution established under IC 21-25-2.

As added by P.L.2-2007, SEC.243.

IC 21-7-13-37

"Vocational education"

Sec. 37. "Vocational education" has the meaning set forth in IC 21-18-1-7.

As added by P.L.2-2007, SEC.243.

IC 21-7-14

Chapter 14. Indiana University Permanent Endowment Fund

IC 21-7-14-1

Application

Sec. 1. This chapter applies to money in the fund.

As added by P.L.2-2007, SEC.244.

IC 21-7-14-2

"Fund"

Sec. 2. As used in this chapter, "fund" refers to the Indiana University permanent endowment fund in the custody of the treasurer of state.

As added by P.L.2-2007, SEC.244.

IC 21-7-14-3

Treasurer of state to hold fund; state board of finance to manage fund

Sec. 3. (a) The treasurer of state is the exclusive custodian of the fund.

(b) The state board of finance has full and complete management and control of the fund. The state board of finance shall invest the fund as provided in IC 20.

As added by P.L.2-2007, SEC.244.

IC 21-7-14-4

Fund investment

Sec. 4. Except as provided in this chapter, the fund shall be invested in:

- (1) bonds, notes, certificates, and other valid obligations of the United States;
- (2) bonds, notes, debentures, and other securities issued by any federal instrumentality and fully guaranteed by the United States;
- (3) bonds, notes, certificates, and other valid obligations of any state of the United States or any county, township, city, town, or other political subdivision in Indiana that are issued under law, the issuers of which, for five (5) years before the date of the investment, have promptly paid the principal and interest on their bonds and other legal obligations in lawful money of the United States; or
- (4) bonds, notes, or other securities issued by the Indiana bond bank and described in IC 5-13-10.5-11(3).

As added by P.L.2-2007, SEC.244.

IC 21-7-14-5

Disbursements from fund; deposit of securities

Sec. 5. (a) The state board of finance shall direct all disbursement from the fund. The auditor of state shall draw the auditor of state's warrant on the treasurer of state, on a properly itemized voucher

officially approved by:

- (1) the president of the state board of finance; or
- (2) any member of the state board of finance if the president is absent.

(b) Except as otherwise provided by this chapter, all securities purchased for the fund shall be deposited with and remain in the custody of the state board of finance. The state board of finance shall collect all interest or other income accruing on the securities, when due, together with the principal of the securities when the principal matures and is due. Except as provided by subsection (c), all money collected under this subsection shall be credited to the proper fund account on the records of the auditor of state, and the collection shall be deposited with the treasurer of state and reported to the state board of finance.

(c) All money collected under an agreement that is sold, transferred, or liquidated under IC 20-49-4-23 shall be immediately transferred to the purchaser, transferee, or assignee of the agreement.
As added by P.L.2-2007, SEC.244.

IC 21-7-14-6

State board of finance; powers; rulemaking

Sec. 6. (a) The state board of finance may:

- (1) make all rules;
- (2) employ all help;
- (3) purchase all supplies and equipment; and
- (4) incur all expense;

necessary to properly carry out this chapter.

(b) The expense incident to the administration of this chapter shall be paid from any money in the state treasury not otherwise appropriated upon the warrant of the auditor of state and issued on a properly itemized voucher approved by the president of the state board of finance.

As added by P.L.2-2007, SEC.244.

IC 21-7-14-7

Annual examination; state board of accounts; report

Sec. 7. The state board of accounts shall annually examine the status of the fund by a field examiner or field examiners assigned by the state examiner. Upon the completion of the examination, the examiners performing the duty shall prepare a report of the examination. The report must show:

- (1) all necessary, pertinent information;
- (2) the balance of the fund's principal at the close of the previous examination;
- (3) the amount of interest and principal paid by each county to the state board of finance since the close of the previous examination;
- (4) the balance of principal due at the date of closing of the report;
- (5) a statement of receipts and disbursements by the state board

of finance;

(6) a list of the securities found to be possessed by the state board of finance;

(7) the amount of each security; and

(8) the total amount of all the securities held in custody.

The appropriate officer of the state board of finance shall sign the list described in subdivision (6) in duplicate. The original signed list shall be deposited with the state board of accounts, and the duplicate of the signed list shall be kept in the files of the treasurer of state.

As added by P.L.2-2007, SEC.244.

IC 21-7-14-8

Loans from fund

Sec. 8. Notwithstanding any other law, the treasurer of state:

(1) on the terms that the treasurer of state prescribes; and

(2) without the approval of the state board of finance;

may make loans from the principal of the fund to the fund's board of trustees.

As added by P.L.2-2007, SEC.244.

IC 21-7-14-9

Loans from fund; security

Sec. 9. The auditor of state shall loan as much of the fund as is not at any time absorbed by the nonnegotiable bonds of the state issued under this chapter at six percent (6%) interest, payable annually in advance in real estate security. Except as otherwise provided in this chapter, in making loans and disbursing the interest collected, the treasurer of state and the auditor of state are governed by the law in force regulating the manner of making loans of the university funds and paying out interest collected.

As added by P.L.2-2007, SEC.244.

IC 21-7-14-10

Loans from fund; records

Sec. 10. (a) The auditor of state shall make a complete record of every mortgage and note executed on account of any loan from the fund, in a book to be kept in the auditor of state's office for that purpose.

(b) On payment of any loan to the fund, the auditor of state shall:

(1) enter a record of satisfaction in full on the margin of the record of the mortgage and sign the record; and

(2) enter satisfaction in full on the face of the mortgage.

(c) The mortgage, when presented by the mortgagor or any person holding title under the mortgage, to the recorder of the county in which the land mortgaged is located, authorizes the recorder of the county to copy the entry on the record in the recorder's office.

As added by P.L.2-2007, SEC.244.

IC 21-7-14-11

Loans from fund; state bonds

Sec. 11. (a) If the state requires the loan of any part or all of the fund, the state is a preferred borrower of as much of the fund as is not loaned at the time.

(b) The treasurer of state shall cause to be executed, as evidence of a loan under this section, a nonnegotiable bond of the state for the amount borrowed, in the following manner:

- (1) The bond must be signed by the governor and treasurer of state and attested by the secretary of state and the seal of the state.
- (2) The bond must be made payable in fifty (50) years after the date of execution, at the option of the state.
- (3) The bond shall bear five percent (5%) interest from the date of execution until paid.
- (4) The interest on the bond must be:
 - (A) paid semiannually on May 1 and November 1 of each year;
 - (B) applied to the current and extraordinary expenses of Indiana University; and
 - (C) paid to the board of trustees under the same rules and regulations as is required by law in the payment of the revenues of Indiana University.

The nonnegotiable bond provided for in this section, when executed, must remain in the custody of the treasurer of state.

(c) If Indiana University is consolidated with any other educational institution or institutions of the state, or is removed from the location of the university as of June 5, 1883, for any cause, the funds raised under this chapter shall be held and used for the benefit of the institution, as consolidated or changed, notwithstanding the change or consolidation.

As added by P.L.2-2007, SEC.244.

IC 21-7-14-12

Loans from fund; nonpayment; suit for collection

Sec. 12. Whenever:

- (1) the auditor of state has made loans from the fund that were secured by a mortgage upon real property;
- (2) the mortgaged premises are forfeited to the state for nonpayment of the amount due or are purchased for the state by the auditor of state for the benefit of the fund; and
- (3) the mortgaged premises when sold fail to sell for a sum sufficient to satisfy the principal and interest of the loan and damages;

the auditor of state shall bring suit on the note executed by the mortgagor for the deficiency, for which the maker is liable. If judgment is rendered on the suit, an appraisal of property is not allowed on the execution issued on the judgment.

As added by P.L.2-2007, SEC.244.

IC 21-7-15

Chapter 15. Purdue University: Endowment Fund

IC 21-7-15-1

"Fund"

Sec. 1. As used in this chapter, "fund" refers to the endowment fund for Purdue University described in section 2 of this chapter.

As added by P.L.2-2007, SEC.245.

IC 21-7-15-2

Treasurer of state to hold fund

Sec. 2. The treasurer of state shall take in charge, hold, manage, and invest, for the use and benefit of the board of trustees of Purdue University, its endowment fund, derived from acceptance, by the state of Indiana, of the benefits and provisions of the acts of Congress, approved July 2, 1862, and April 14, 1864.

As added by P.L.2-2007, SEC.245.

IC 21-7-15-3

Controlling statutes for fund

Sec. 3. The fund shall be held, managed, controlled, and invested in accordance with:

- (1) 7 U.S.C. 301 et seq.;
- (2) the acts of Congress that are amendatory or supplemental to 7 U.S.C. 301 et seq.; and
- (3) this chapter.

As added by P.L.2-2007, SEC.245.

IC 21-7-15-4

Fund investment

Sec. 4. The fund or any part of the fund may be invested in securities bearing the rate of interest that is obtainable as follows:

- (1) In bonds, notes, or certificates that are the obligations of, or guaranteed by, the United States.
- (2) In:
 - (A) bonds of any territory or insular possession of the United States;
 - (B) bonds, notes, warrants, certificates, or orders of the state of Indiana; or
 - (C) any political subdivision, instrumentality, or agency of the state of Indiana;

issued under authority of law.

As added by P.L.2-2007, SEC.245.

IC 21-7-15-5

Loans from fund

Sec. 5. Notwithstanding any other law to the contrary, the treasurer of state:

- (1) on the terms that the treasurer of state prescribes; and
- (2) without the approval of the state board of finance;

may make loans from the principal of the fund to the board of trustees of Purdue University.

As added by P.L.2-2007, SEC.245.