

IC 21-11-3

Chapter 3. Powers of the Commission

IC 21-11-3-1

Powers of commission

Sec. 1. The commission shall do the following:

- (1) Prepare and supervise the issuance of public information concerning this article and IC 21-12-2, IC 21-12-3, IC 21-12-4, and IC 21-12-5.
- (2) Prescribe the form and regulate the submission of applications for higher education awards.
- (3) Conduct conferences and interviews with applicants as may be appropriate.
- (4) Determine the eligibility of applicants.
- (5) Select qualified applicants.
- (6) Determine the respective amounts of, and award, the appropriate higher education awards.
- (7) Determine eligibility for, and award, annual renewals of higher education awards.
- (8) Act as the designated state agency for participation in any federal program for reinsurance of student loans.

As added by P.L.2-2007, SEC.252.

IC 21-11-3-2

Duties of the commission

Sec. 2. The commission shall do the following:

- (1) Prepare and supervise the issuance of public information concerning all of the commission's programs.
- (2) Prescribe the form and regulate the submission of applications for all of the commission's programs.
- (3) Determine the amounts of grants and scholarships.
- (4) Determine eligibility for grants and scholarships.
- (5) Receive federal funds made available to the commission for awards, grants, and scholarships, and disburse these funds in the manner prescribed by federal law.
- (6) One (1) time every year, submit a report to the legislative council that provides data and statistical information regarding the number of individuals who received assistance under IC 21-12-6 and IC 21-12-6.5. The report made to the legislative council must be in an electronic format under IC 5-14-6.

As added by P.L.2-2007, SEC.252. Amended by P.L.100-2009, SEC.1.

IC 21-11-3-3

Additional powers and duties of the commission

Sec. 3. The commission may do the following:

- (1) Accept gifts, grants, devises, or bequests to provide grants, awards, scholarships, loans, or other forms of financial aid to students attending approved postsecondary educational institutions.

(2) Enter into contracts, subject to IC 4-13-2, that the commission determines are necessary to carry out the commission's functions.

(3) Provide administrative or technical assistance to other governmental or nongovernmental entities if the provision of this assistance will increase the number and value of grants, awards, scholarships, or loans available to students attending approved postsecondary educational institutions.

(4) Sue and be sued in the name of the commission.

As added by P.L.2-2007, SEC.252.

IC 21-11-3-4

Procedures concerning gifts; grants; devices and bequests

Sec. 4. Whenever the commission receives an offer of a gift, grant, devise, or bequest, the commission may accept a stipulation on the use of the donated funds. In this case, IC 21-12-3-11 (higher education award) and IC 21-12-4-4 (freedom of choice grant) do not apply. Before accepting a gift, grant, devise, or bequest, the commission shall determine that the purposes for which a donor proposes to provide funds are:

- (1) lawful;
- (2) in the state's best interests; and
- (3) generally consistent with the commission's programs and purposes.

Whenever the commission agrees to a stipulation on the use of donated funds, the commission and the donor, subject to approval by the budget agency and the governor or the governor's designee, shall execute an agreement.

As added by P.L.2-2007, SEC.252.

IC 21-11-3-5

Administrative and technical assistance

Sec. 5. (a) This section applies whenever the commission agrees to provide administrative or technical assistance to other governmental or nongovernmental entities to increase the number and value of grants, awards, scholarships, or loans available to students attending approved postsecondary educational institutions.

(b) The commission and the party to whom the assistance is to be provided shall execute an agreement specifying:

- (1) the assistance that is to be provided; and
- (2) the charges, if any, that are to be assessed by the commission for providing this assistance.

The commission may waive charges for administrative or technical assistance under this section if the commission determines that a waiver is in the best interest of the state. An agreement to provide assistance must be approved by the budget agency and the governor or the governor's designee.

As added by P.L.2-2007, SEC.252.