

IC 10-17-13

Chapter 13. Veterans' Affairs Trust Fund

IC 10-17-13-1

Repealed

(As added by P.L.144-2007, SEC.16. Repealed by P.L.113-2010, SEC.170.)

IC 10-17-13-1.5

"Commission"

Sec. 1.5. As used in this chapter, "commission" refers to the Indiana veterans' affairs commission established by section 4 of this chapter.

As added by P.L.113-2010, SEC.81.

IC 10-17-13-2

"Fund"

Sec. 2. As used in this chapter, "fund" refers to the veterans' affairs trust fund established by section 3 of this chapter.

As added by P.L.144-2007, SEC.16.

IC 10-17-13-3

Establishment of fund; purpose

Sec. 3. (a) The veterans' affairs trust fund is established to provide a self-sustaining funding source for the military family relief fund established by IC 10-17-12-8.

(b) The fund consists of the following:

- (1) Appropriations by the general assembly.
- (2) Donations, gifts, grants, and bequests to the fund.
- (3) Interest and dividends on assets of the funds.
- (4) Money transferred to the fund from other funds.
- (5) Money from any other source deposited in the fund.

As added by P.L.144-2007, SEC.16. Amended by P.L.50-2009, SEC.8.

IC 10-17-13-4

Establishment of commission

Sec. 4. The Indiana veterans' affairs commission is established.

As added by P.L.144-2007, SEC.16. Amended by P.L.113-2010, SEC.82.

IC 10-17-13-5

Membership

Sec. 5. The commission consists of the following members:

- (1) Seven (7) members appointed by the governor. The governor shall consider the following when making appointments under this subdivision:

- (A) Membership in a veterans association established under IC 10-18-6.

(B) Service in the armed forces of the United States (as defined in IC 5-9-4-3) or the national guard (as defined in IC 5-9-4-4).

(C) Experience in education, including higher education, vocational education, or adult education.

(D) Experience in investment banking or finance.

The governor shall designate one (1) member appointed under this subdivision to serve as chairperson of the commission.

(2) The director of veterans' affairs appointed under IC 10-17-1-5 or the director's designee.

(3) The adjutant general of the military department of the state appointed under IC 10-16-2-6 or the adjutant general's designee.

(4) Four (4) members of the general assembly appointed as follows:

(A) Two (2) members of the senate, one (1) from each political party, appointed by the president pro tempore of the senate with advice from the minority leader of the senate.

(B) Two (2) members of the house of representatives, one (1) from each political party, appointed by the speaker of the house of representatives with advice from the minority leader of the house of representatives.

Members appointed under this subdivision are nonvoting, advisory members and must serve on a standing committee of the senate or house of representatives that has subject matter jurisdiction over military and veterans affairs.

As added by P.L.144-2007, SEC.16. Amended by P.L.113-2010, SEC.83; P.L.4-2014, SEC.1.

IC 10-17-13-6

Meetings

Sec. 6. The commission shall meet at least quarterly at the call of the chairperson of the commission.

As added by P.L.144-2007, SEC.16. Amended by P.L.113-2010, SEC.84.

IC 10-17-13-7

Quorum

Sec. 7. Five (5) voting members of the commission constitute a quorum. The affirmative vote of five (5) members of the commission is necessary for the commission to take action.

As added by P.L.144-2007, SEC.16. Amended by P.L.113-2010, SEC.85.

IC 10-17-13-8

Term; reappointment; vacancy

Sec. 8. (a) The term of a commission member begins on the later of the following:

(1) The day the term of the member whom the individual is appointed to succeed expires.

- (2) The day the member is appointed.
- (b) The term of a member expires on the later of the following:
 - (1) The day a successor is appointed.
 - (2) July 1 of the year following the year in which the member is appointed.

However, a member serves at the pleasure of the appointing authority.

(c) An appointing authority may reappoint a member for a new term.

(d) An appointing authority shall appoint an individual to fill a vacancy on the commission.

As added by P.L.144-2007, SEC.16. Amended by P.L.113-2010, SEC.86.

IC 10-17-13-9

Salaries per diem; duties of director of veterans' affairs

Sec. 9. (a) Each member of the commission who is not a state employee is entitled to the minimum salary per diem provided by IC 4-10-11-2.1(b). The member is also entitled to reimbursement for traveling expenses as provided under IC 4-13-1-4 and other expenses actually incurred in connection with the member's duties as provided in the state policies and procedures established by the Indiana department of administration and approved by the budget agency.

(b) Each member of the commission who is a state employee but who is not a member of the general assembly is entitled to reimbursement for traveling expenses as provided under IC 4-13-1-4 and other expenses actually incurred in connection with the member's duties as provided in the state policies and procedures established by the Indiana department of administration and approved by the budget agency.

(c) Each member of the commission who is a member of the general assembly is entitled to receive the same per diem, mileage, and travel allowances paid to legislative members of interim study committees established by the legislative council. Per diem, mileage, and travel allowances paid under this subsection shall be paid from appropriations made to the legislative council or the legislative services agency.

(d) The director of veterans' affairs appointed under IC 10-17-1-5 shall act as secretary of the commission and carry out the duties set forth in IC 10-17-1-6.

As added by P.L.144-2007, SEC.16. Amended by P.L.113-2010, SEC.87.

IC 10-17-13-10

Duties; management of fund

Sec. 10. (a) The commission shall manage and develop the fund and the assets of the fund.

(b) The commission shall do the following:

- (1) Carry out the duties of the commission set forth in

IC 10-17-1.

(2) Establish written guidelines that specify the criteria for determining priority of applications for the purpose of providing financial assistance to qualified service members or dependents of qualified service members as described under IC 10-17-12-8(c).

(3) Establish a policy to determine annually the maximum total dollar amount that may be expended for each state fiscal year from the military family relief fund established by IC 10-17-12-8.

(4) Establish a policy for the investment of the assets of the fund. In establishing a policy under this subdivision, the commission shall:

(A) establish adequate long term financial goals for the fund; and

(B) provide adequate funding for the military family relief fund established by IC 10-17-12-8.

(5) Acquire money for the fund through the solicitation of private or public donations and other revenue producing activities.

(6) Perform other tasks consistent with prudent management and development of the fund.

As added by P.L.144-2007, SEC.16. Amended by P.L.50-2009, SEC.9; P.L.113-2010, SEC.88; P.L.7-2014, SEC.2.

IC 10-17-13-11

Administration of fund

Sec. 11. (a) Subject to the investment policy of the commission established under section 10 of this chapter, the treasurer of state shall administer the fund and invest the money in the fund.

(b) The expenses of administering the fund and this chapter shall be paid from the fund.

(c) The treasurer of state shall invest the money in the fund not currently needed to meet the obligations of the fund in the same manner as other public trust funds are invested. Interest that accrues from these investments shall be deposited in the fund.

As added by P.L.144-2007, SEC.16. Amended by P.L.113-2010, SEC.89.

IC 10-17-13-12

Nonreversion

Sec. 12. Money in the fund at the end of a state fiscal year does not revert to the state general fund or any other fund.

As added by P.L.144-2007, SEC.16.

IC 10-17-13-13

Annual report

Sec. 13. Before October 1 of each year, the commission shall report in an electronic format under IC 5-14-6 to the general

assembly concerning the fund.

As added by P.L.144-2007, SEC.16. Amended by P.L.113-2010, SEC.90.

IC 10-17-13-14

Authority to adopt rules

Sec. 14. The commission shall adopt rules under IC 4-22-2 to implement this chapter.

As added by P.L.144-2007, SEC.16. Amended by P.L.50-2009, SEC.10; P.L.113-2010, SEC.91.