



**TO:** Governor Mike Braun  
**Through:** Dr. Katie Jenner, Secretary of Education  
**From:** Chris Lowery, Commissioner  
Indiana Commission for Higher Education  
**RE:** Executive Order 25-35 Report  
**DATE:** September 30, 2025

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## I. Introduction

Pursuant to your directive in Executive Order 25-35, the Indiana Commission for Higher Education (Commission) has reviewed the policies of Indiana's state educational institutions related to post-secondary athletic programs to ensure compliance with the 2020 Title IX Rule, rather than the 2024 Title IX Rule.

The Commission contacted Indiana's state educational institutions in the spring requesting the following information:

- A copy of each institution's current Title IX policy related to post-secondary athletic programs, along with the effective date of the policy.
- If the effective date of the institution's current policy was on or after January 9, 2025, a copy of the institution's former Title IX policy related to post-secondary athletic programs, along with the effective date of the policy.

Institutions responded accordingly over the summer. Following their submissions, the Commission asked each institution to confirm in writing that current policies comply with the 2020 Title IX Rule, if they had not already done so.

Please find below the Commission's findings and enclosed as appendices the information submitted to the Commission by the state's educational institutions.

## II. Review Findings

### A. Policy Related to Gender in Post-Secondary Athletics

As shared by Vincennes University, "pursuant to a June 17, 2024, injunction from Chief Judge Danny Reeves of the U.S. District Court for the Eastern District of Kentucky, implementation of the 2024 Rule was prohibited in Tennessee, Kentucky, Ohio, Indiana, Virginia, and West Virginia. That injunction was still in place on January 9, 2025, when a Federal Court struck down the 2024 Rule." As such, state educational institutions in Indiana did not amend their policies to comply with the 2024 Rule—rather, their policies have remained in compliance with the 2020 Rule all along.

While only Purdue University has a specific policy on gender and participation in sports, policies at all state educational institutions address Title IX. Specifically, state educational institutions reported the following policies addressing Title IX (copies of which are enclosed in the appendices):

Ball State University

- Title IX Policy and Procedures

Indiana State University

- Non-Discrimination and Anti-Harassment Policy

Indiana University

- Title IX Policy (archived)
- Discrimination, Harassment, and Sexual Misconduct Policies (current)

Ivy Tech Community College

- Interim Discrimination and Harassment Policy and Procedures (archived)
- Discrimination and Harassment Policy and Procedures (current)

Purdue University

- Title IX Harassment Policy
- Procedures for Resolving Complaints of Title IX Harassment
- Procedures for Gender Participation in Sports

University of Southern Indiana

- Title IX Policy
- USI Student-Athlete Handbook

Vincennes University

- Policy Regarding Non-Discrimination, the University Sexual Misconduct Policy

### **B. Compliance Statements from Institutions**

In addition to the policies referenced above, all state educational institutions<sup>1</sup> submitted statements to the Commission confirming their compliance with the 2020 Title IX Rule.

### **III. Conclusion**

The Commission will conduct another review pursuant to Executive Order 25-35 next summer regarding any policy changes made by the state educational institutions related to post-secondary athletic programs, and will report its findings by December 31, 2026.

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<sup>1</sup> However, Ivy Tech Community College noted it does not have any formal postsecondary athletics.