

Second Regular Session 110th General Assembly (1998)

PRINTING CODE. Amendments: Whenever an existing statute (or a section of the Indiana Constitution) is being amended, the text of the existing provision will appear in this style type, additions will appear in **this style type**, and deletions will appear in ~~this style type~~.

Additions: Whenever a new statutory provision is being enacted (or a new constitutional provision adopted), the text of the new provision will appear in **this style type**. Also, the word **NEW** will appear in that style type in the introductory clause of each SECTION that adds a new provision to the Indiana Code or the Indiana Constitution.

Conflict reconciliation: Text in a statute in *this style type* or ~~this style type~~ reconciles conflicts between statutes enacted by the 1997 General Assembly.

HOUSE ENROLLED ACT No. 1083

AN ACT to amend the Indiana Code concerning human services.

Be it enacted by the General Assembly of the State of Indiana:

SECTION 1. IC 12-28-5-12, AS AMENDED BY P.L.255-1996, SECTION 9, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 1998]: Sec. 12. (a) The council may license only those supervised group living facilities that:

- (1) meet the standards established under section 10 of this chapter; and ~~that~~
- (2) are necessary to provide adequate services to developmentally disabled individuals in that geographic area.

(b) A supervised group living facility described in subsection (c) may only locate in only one (1) of the following counties:

- (1) a county having a population of more than twenty-five thousand nine hundred fifty (25,950) but less than twenty-six thousand (26,000);
- (2) a county having a population of more than one hundred sixty thousand (160,000) but less than two hundred thousand (200,000); or
- (3) a county having a population of more than forty-four thousand (44,000) but less than forty-five thousand (45,000).

(c) Notwithstanding 431 IAC 1.1-3-7(c) and 431 IAC 1.1-3-7(d), the council shall license one (1) supervised group living facility that

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is located less than one thousand (1,000) feet from another supervised group living facility or a sheltered workshop under the following conditions:

- (1) Both of the supervised group living facilities meet all standards for licensure as provided in section 10(3) of this chapter.
- (2) Both of the supervised group living facilities are built on land that is owned by one (1) private entity.
- (3) The community formed by the supervised group living facilities provides job opportunities for residents of the supervised group living facilities.

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