

HOUSE BILL No. 1257

DIGEST OF INTRODUCED BILL

Citations Affected: IC 12-11-6-3; IC 12-11-6-4.

Synopsis: Nonreversion of funds for developmental disability services. Requires that, when money in the emergency support fund for individuals with developmental disabilities is used to make a permanent placement, the division of disability, aging, and rehabilitative services shall make the placement only in a setting that is licensed or certified by the bureau of developmental disabilities services. Provides that money remaining in the developmentally disabled client services account, or any other state account or fund used to serve individuals with developmental disabilities, at the end of a state fiscal year does not revert to the state general fund. Makes a conforming amendment. (The introduced version of this bill was prepared by the commission on autism.)

Effective: July 1, 1999.

Alderman

January 11, 1999, read first time and referred to Committee on Human Affairs.

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Introduced

First Regular Session 111th General Assembly (1999)

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 1998 General Assembly.

HOUSE BILL No. 1257

A BILL FOR AN ACT to amend the Indiana Code concerning human services.

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

- 1 SECTION 1. IC 12-11-6-3 IS AMENDED TO READ AS
2 FOLLOWS [EFFECTIVE JULY 1, 1999]: Sec. 3. (a) The emergency
3 support fund for individuals with developmental disabilities is
4 established for the purposes set forth in this section. The fund shall be
5 administered by the division.
6 (b) The treasurer of state shall invest the money in the fund in the
7 same manner as other public funds may be invested.
8 (c) Money in the fund at the end of the state fiscal year does not
9 revert to the state general fund. ~~until July 1, 1999: After July 1, 1999;~~
10 ~~money in the fund reverts to the state general fund on July 1 of every~~
11 ~~odd-numbered year.~~
12 (d) Money in the fund may be used for the following purposes:
13 (1) To provide in each fiscal year emergency support services for
14 individuals with developmental disabilities or families of
15 individuals with developmental disabilities for short term
16 interventions in situations where, due to a crisis situation:
17 (A) services are needed in order for families or guardians to



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1 continue to care for an individual with a developmental
 2 disability; or
 3 (B) services are needed because families or guardians can no
 4 longer provide care to an individual with a developmental
 5 disability.
 6 (2) To find a permanent placement, when necessary, for an
 7 individual who is provided services under subdivision (1).
 8 **Placement made under this subdivision must be secured in a**
 9 **setting licensed or certified by the bureau of developmental**
 10 **disabilities services.**
 11 (e) Except as provided in subsection (f), the cost of emergency
 12 support services for an individual may not exceed ten thousand dollars
 13 (\$10,000) and may not continue for more than one hundred eighty
 14 (180) days.
 15 (f) The division director may grant an individual not more than three
 16 (3) thirty (30) day extensions. The director may approve a waiver to
 17 exceed the ten thousand dollar (\$10,000) limit for emergency support
 18 services on a case by case basis.
 19 SECTION 2. IC 12-11-6-4 IS ADDED TO THE INDIANA CODE
 20 AS A NEW SECTION TO READ AS FOLLOWS [EFFECTIVE JULY
 21 1, 1999]: **Sec. 4. Notwithstanding IC 4-13-2-19, money in the**
 22 **developmentally disabled client services account, and any other**
 23 **state fund or account used to serve individuals with developmental**
 24 **disabilities, does not revert to the state general fund at the end of**
 25 **a state fiscal year.**

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