
SENATE BILL No. 42

DIGEST OF INTRODUCED BILL

Citations Affected: IC 12-24-1-3.5.

Synopsis: Council on Evansville state hospitals. Establishes the council for Evansville state hospitals. (The introduced version of this bill was prepared by the commission on mental health.)

Effective: July 1, 2011.

Becker, Lawson C

January 5, 2011, read first time and referred to Committee on Health and Provider Services.

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First Regular Session 117th General Assembly (2011)

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 2010 Regular Session of the General Assembly.

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SENATE BILL No. 42



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 12-24-1-3.5 IS ADDED TO THE INDIANA CODE
2 AS A **NEW** SECTION TO READ AS FOLLOWS [EFFECTIVE JULY
3 1, 2011]: **Sec. 3.5. (a) The council on Evansville state hospitals is**
4 **established.**

5 **(b) The council consists of the following members:**

6 **(1) One (1) superior court judge having exclusive juvenile**
7 **jurisdiction in Vanderburgh County, who shall act as**
8 **chairperson of the council.**

9 **(2) The director of the division of mental health and addiction**
10 **or the director's designee.**

11 **(3) Two (2) members of the senate, appointed by the president**
12 **pro tempore of the senate. The members appointed under this**
13 **subdivision:**

14 **(A) may not be members of the same political party; and**
15 **(B) must represent Evansville or a surrounding area.**

16 **(4) Two (2) members of the house of representatives,**
17 **appointed by the speaker of the house of representatives. The**



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- members appointed under this subdivision:
 - (A) may not be members of the same political party; and
 - (B) must represent Evansville or a surrounding area.
 - (5) Two (2) mental health providers that provide mental health services in the Evansville area.
 - (6) One (1) member who:
 - (A) resides in the Evansville area; and
 - (B) provides services in the community, including:
 - (i) law enforcement services; or
 - (ii) children's services.
 - (7) The superintendent of the Evansville State Psychiatric Treatment Center for Children, or the superintendent's designee.
 - (8) The superintendent of the Evansville State Hospital, or the superintendent's designee.
 - (9) One (1) representative of a statewide mental health association.
 - (10) One (1) parent of a child who has received services at the Evansville State Psychiatric Treatment Center for Children and who is not associated with the Evansville State Psychiatric Treatment Center for Children or the Evansville State Hospital except as a consumer.
- (c) The president pro tempore of the senate shall appoint the members under subsection (b)(1) and (b)(9) and one (1) member under subsection (b)(5). The speaker of the house of representatives shall appoint the members under subsection (b)(6) and (b)(10) and one (1) member under subsection (b)(5).
- (d) The council has the following duties:
- (1) Review the following:
 - (A) The mental health and addiction services available to children in the Evansville area.
 - (B) The quality of the care provided to patients in a facility described in section 3(a)(1) and 3(a)(2) of this chapter.
 - (C) The utilization of the facilities and the cause for any underutilization.
 - (2) Determine the viability and need for the facilities described in section 3(a)(1) and 3(a)(2) of this chapter.
 - (3) Provide recommendations to:
 - (A) the office of the secretary; and
 - (B) the general assembly, in electronic format under IC 5-14-6;
- concerning the council's findings under this subsection,

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- 1 **including whether the council is making a recommendation**
- 2 **under section 3 of this chapter.**
- 3 **(e) The division of mental health and addiction shall staff the**
- 4 **council.**
- 5 **(f) The expenses of the council shall be paid by the division of**
- 6 **mental health and addiction.**
- 7 **(g) A member of the council is not entitled to salary per diem or**
- 8 **traveling expenses.**
- 9 **(h) The members described in subsection (b)(7) and (b)(8) shall**
- 10 **serve as nonvoting members. The affirmative votes of a majority**
- 11 **of the voting members of the council are required for the council**
- 12 **to take action on any recommendation.**
- 13 **(i) This section expires December 31, 2013.**

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