

TITLE 460 DIVISION OF DISABILITY AND REHABILITATIVE SERVICES**Notice of Intent to Adopt a Rule**

LSA Document #12-671

Under [IC 4-22-2-23](#), the Division of Disability and Rehabilitative Services intends to adopt a rule concerning the following:

OVERVIEW: Amends [460 IAC 6](#) to establish standards for providers of services administered by the Division of Disability and Rehabilitative Services (DDRS) through the Home and Community Based Services Waivers approved by the Centers for Medicare and Medicaid Services. Amends [460 IAC 6-3](#) (definitions), [460 IAC 6-4](#) (services covered), [460 IAC 6-6](#) (application). Adds [460 IAC 6-6-7](#) concerning accreditation. Amends [460 IAC 6-7-5](#) concerning revocation of provider approval. Amends [460 IAC 6-9-3](#) concerning rights of individuals. Amends [460 IAC 6-9-5](#) and adds [460 IAC 6-9-5.1](#) and [460 IAC 6-9-5.2](#) concerning incident reporting and investigations. Amends [460 IAC 6-9-6](#) and [460 IAC 6-9-7](#) and adds [460 IAC 6-9-9](#) and [460 IAC 6-9-10](#) concerning transitions. Amends [460 IAC 6-10-5](#), [460 IAC 6-10-7](#), and [460 IAC 6-10-10](#) through [460 IAC 6-10-12](#) and adds [460 IAC 6-10-5.1](#) and [460 IAC 6-10-7.1](#) to include document and quality assurance requirements. Amends [460 IAC 6-11-2](#) to include financial requirements. Amends [460 IAC 6-12-2](#) to include insurance requirements. Amends [460 IAC 6-14-3](#) through [460 IAC 6-14-5](#) and [460 IAC 6-14-7](#) concerning support staff requirements. Amends [460 IAC 6-15-2](#), [460 IAC 6-16-2](#), [460 IAC 6-16-4](#), and [460 IAC 6-17-2](#) through [460 IAC 6-17-4](#) concerning personnel and operations. Amends [460 IAC 6-18-2](#) and [460 IAC 6-19-9](#) concerning behavioral support plans. Amends [460 IAC 6-24-3](#) to ensure proper management of an individual's finances. Amends [460 IAC 6-25-1](#) through [460 IAC 6-25-3](#) concerning coordination of health care. Amends [460 IAC 6-25-10](#) concerning mortality reviews. Amends [460 IAC 6-29-1](#) through [460 IAC 6-29-7](#) to ensure safe environments for individuals. Amends [460 IAC 6-36-2](#) concerning ethics. Adds [460 IAC 6-37](#) concerning imminent danger and restrictive interventions. Adds [460 IAC 6-38](#) concerning advance directives. Adds [460 IAC 6-39](#) concerning placement authority. Adds [460 IAC 6-40](#) to include provider auto-assignment. Repeals [460 IAC 6-2-3](#), [460 IAC 6-3-2.1](#), [460 IAC 6-3-4](#), [460 IAC 6-3-5.1](#), [460 IAC 6-3-5.2](#), [460 IAC 6-3-6.1](#), [460 IAC 6-3-10.1](#), [460 IAC 6-3-11](#), [460 IAC 6-3-12](#), [460 IAC 6-3-14](#) through [460 IAC 6-3-15.1](#), [460 IAC 6-3-15.3](#), [460 IAC 6-3-16](#), [460 IAC 6-3-21](#), [460 IAC 6-3-23](#), [460 IAC 6-3-25](#), [460 IAC 6-3-26](#), [460 IAC 6-3-28](#) through [460 IAC 6-3-29.5](#), [460 IAC 6-3-31](#), [460 IAC 6-3-33](#), [460 IAC 6-3-35](#), [460 IAC 6-3-37](#), [460 IAC 6-3-38](#), [460 IAC 6-3-38.6](#), [460 IAC 6-3-39](#) through [460 IAC 6-3-41](#), [460 IAC 6-3-43](#), [460 IAC 6-3-44](#), [460 IAC 6-3-46](#) through [460 IAC 6-3-50](#), [460 IAC 6-3-52](#) through [460 IAC 6-3-53](#), [460 IAC 6-3-55](#) through [460 IAC 6-3-58](#), [460 IAC 6-5](#), [460 IAC 6-6-4](#), [460 IAC 6-7-1](#), [460 IAC 6-8-1](#), [460 IAC 6-9-1](#), [460 IAC 6-10-1](#), [460 IAC 6-10-8](#), [460 IAC 6-10-13](#), [460 IAC 6-11-1](#), [460 IAC 6-12-1](#), [460 IAC 6-13](#), [460 IAC 6-14-1](#), [460 IAC 6-16-1](#), [460 IAC 6-16-3](#), [460 IAC 6-18-1](#), [460 IAC 6-18-3](#) through [460 IAC 6-18-7](#), [460 IAC 6-19-1](#) through [460 IAC 6-19-3](#), [460 IAC 6-19-5](#) through [460 IAC 6-19-8](#), [460 IAC 6-20](#) through [460 IAC 6-23](#), [460 IAC 6-24-1](#), [460 IAC 6-24-2](#), [460 IAC 6-26](#) through [460 IAC 6-28](#), [460 IAC 6-30](#) through [460 IAC 6-35](#), and [460 IAC 6-36-1](#). Comments and questions may be addressed to the Small Business Regulatory Coordinator for this rule. Statutory authority: [IC 12-9-2-3](#); [IC 12-11-1-9](#); [IC 12-11-2.1-12](#).

For purposes of [IC 4-22-2-28.1](#), the Small Business Regulatory Coordinator for this rule is:

Tracy Myszak
FSSA Division of Disability and Rehabilitative Services
Indiana Government Center South
402 West Washington Street, Room W451
Indianapolis, IN 46204
(317) 232-1147
tracy.myszak@fssa.in.gov

For purposes of [IC 4-22-2-28.1](#), the Small Business Ombudsman designated by [IC 5-28-17-5](#) is:

Eric P. Shields
Indiana Economic Development Corporation
One North Capitol, Suite 700
Indianapolis, IN 46204
(317) 234-3997
smallbizombudsman@iedc.in.gov

Resources available to regulated entities through the small business ombudsman include the ombudsman's duties stated in [IC 5-28-17-5](#), specifically [IC 5-28-17-5\(9\)](#), investigating and attempting to resolve any matter regarding compliance by a small business with a law, rule, or policy administered by a state agency, either as a party to a proceeding or as a mediator.

