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Rule 1. Definitions

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410 IAC 24-1-1 Applicability

Authority: [IC 16-19-3-4](#)

Affected: [IC 16-46-1](#)

Sec. 1. The definitions in this rule apply throughout this article. (*Indiana Department of Health; 410 IAC 24-1-1; filed Mar 12, 1991, 3:00 p.m.: 14 IR 1622; readopted filed Jul 11, 2001, 2:23 p.m.: 24 IR 4234; readopted filed May 22, 2007, 1:44 p.m.: [20070613-IR-410070141RFA](#); readopted filed Sep 11, 2013, 3:19 p.m.: [20131009-IR-410130346RFA](#); readopted filed Nov 13, 2019, 3:14 p.m.: [20191211-IR-410190391RFA](#))*

410 IAC 24-1-2 "Board" defined

Authority: [IC 16-19-3-4](#)

Affected: [IC 16-46-1](#)

Sec. 2. "Board" means the Indiana state board of health. (*Indiana Department of Health; 410 IAC 24-1-2; filed Mar 12, 1991, 3:00 p.m.: 14 IR 1622; readopted filed Jul 11, 2001, 2:23 p.m.: 24 IR 4234; readopted filed May 22, 2007, 1:44 p.m.: [20070613-IR-410070141RFA](#); readopted filed Sep 11, 2013, 3:19 p.m.: [20131009-IR-410130346RFA](#); readopted filed Nov 13, 2019, 3:14 p.m.: [20191211-IR-410190391RFA](#))*

410 IAC 24-1-3 "Department" defined

Authority: [IC 16-19-3-4](#)

Affected: [IC 16-46-1](#)

Sec. 3. "Department" means the local health department. (*Indiana Department of Health; 410 IAC 24-1-3; filed Mar 12, 1991, 3:00 p.m.: 14 IR 1622; readopted filed Jul 11, 2001, 2:23 p.m.: 24 IR 4234; readopted filed May 22, 2007, 1:44 p.m.: [20070613-IR-410070141RFA](#); readopted filed Sep 11, 2013, 3:19 p.m.: [20131009-IR-410130346RFA](#); readopted filed Nov 13, 2019, 3:14 p.m.: [20191211-IR-410190391RFA](#))*

410 IAC 24-1-4 "Household" defined

Authority: [IC 16-19-3-4](#)

Affected: [IC 16-46-1](#)

Sec. 4. "Household" means a group of related or unrelated individuals who are not residents of an institution, but who are living in one (1) dwelling as one (1) economic unit. (*Indiana Department of Health; 410 IAC 24-1-4; filed Mar 12, 1991, 3:00 p.m.: 14 IR 1622; readopted filed Jul 11, 2001, 2:23 p.m.: 24 IR 4234; readopted filed May 22, 2007, 1:44 p.m.: [20070613-IR-410070141RFA](#); readopted filed Sep 11, 2013, 3:19 p.m.: [20131009-IR-410130346RFA](#); readopted filed Nov 13, 2019, 3:14 p.m.: [20191211-IR-410190391RFA](#))*

410 IAC 24-1-5 "Individual" defined

Authority: [IC 16-19-3-4](#)

Affected: [IC 16-46-1](#)

Sec. 5. "Individual" means a person or household. (*Indiana Department of Health; 410 IAC 24-1-5; filed Mar 12, 1991, 3:00 p.m.: 14 IR 1622; readopted filed Jul 11, 2001, 2:23 p.m.: 24 IR 4234; readopted filed May 22, 2007, 1:44 p.m.: [20070613-IR-410070141RFA](#); readopted filed Sep 11, 2013, 3:19 p.m.: [20131009-IR-410130346RFA](#); readopted filed Nov 13, 2019, 3:14 p.m.: [20191211-IR-410190391RFA](#)*)

410 IAC 24-1-6 "Poverty income guideline" defined

Authority: [IC 16-19-3-4](#)
Affected: [IC 16-46-1](#)

Sec. 6. "Poverty income guideline" means the poverty income guidelines published annually in the Federal Register, by the Secretary of Health and Human Services, pursuant to 42 U.S.C. 9902(2) and 42 U.S.C. 9847, which provides an update of the poverty income guidelines to account for last year's increase in prices as measured by the Consumer Price Index. (*Indiana Department of Health; 410 IAC 24-1-6; filed Mar 12, 1991, 3:00 p.m.: 14 IR 1622; readopted filed Jul 11, 2001, 2:23 p.m.: 24 IR 4234; readopted filed May 22, 2007, 1:44 p.m.: [20070613-IR-410070141RFA](#); readopted filed Sep 11, 2013, 3:19 p.m.: [20131009-IR-410130346RFA](#); readopted filed Nov 13, 2019, 3:14 p.m.: [20191211-IR-410190391RFA](#)*)

Rule 2. Local Health Maintenance Fund

410 IAC 24-2-1	Fee collection
410 IAC 24-2-2	Establishment of a fee schedule

410 IAC 24-2-1 Fee collection

Authority: [IC 16-19-3-4](#)
Affected: [IC 16-46-1](#)

Sec. 1. (a) If a department has authority under an ordinance to charge fees for local health maintenance services, the department shall establish a cost per unit of service and set fees in compliance with the ordinance. The fee shall be reasonable and shall not exceed the cost of the service.

(b) The fees charged by a department for licenses, permits, and inspections are not services subject to [IC 16-1-43-3](#) [*IC 16-1 was repealed by P.L.2-1993, SECTION 209, effective April 30, 1993.*]. (*Indiana Department of Health; 410 IAC 24-2-1; filed Mar 12, 1991, 3:00 p.m.: 14 IR 1622; readopted filed Jul 11, 2001, 2:23 p.m.: 24 IR 4234; readopted filed May 22, 2007, 1:44 p.m.: [20070613-IR-410070141RFA](#); readopted filed Sep 11, 2013, 3:19 p.m.: [20131009-IR-410130346RFA](#); readopted filed Nov 13, 2019, 3:14 p.m.: [20191211-IR-410190391RFA](#)*)

410 IAC 24-2-2 Establishment of a fee schedule

Authority: [IC 16-19-3-4](#)
Affected: [IC 16-46-1](#)

Sec. 2. (a) The fee schedule for local health maintenance services shall consist of the following:

- (1) Members of households whose annual income is between zero (0) and one hundred eighty-five percent (185%) of the poverty income guideline may be charged a maximum of thirty percent (30%) of the cost for local health maintenance services.
 - (2) Members of households whose annual income is between one hundred eighty-five percent (185%) and two hundred twenty percent (220%) of the poverty income guideline may be charged a maximum of fifty percent (50%) of the cost for local health maintenance services.
 - (3) Members of households whose annual income is between two hundred twenty percent (220%) and two hundred fifty percent (250%) of the poverty income guideline may be charged a maximum of seventy-five percent (75%) of the cost for local health maintenance services.
 - (4) Members of households whose annual income exceeds two hundred fifty percent (250%) of the poverty income guideline may be charged a maximum of the full cost of the service.
- (b) The poverty income guidelines, used to calculate fees, shall be published annually in the Indiana Register.

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(c) Assignment of annual income levels shall be based on the individual's annual household gross income and size. The department may, when computing the fee to be assessed, consider extenuating circumstances such as substantial financial debt, substantial assets, and family members with extraordinary medical bills. (*Indiana Department of Health; 410 IAC 24-2-2; filed Mar 12, 1991, 3:00 p.m.: 14 IR 1622; readopted filed Jul 11, 2001, 2:23 p.m.: 24 IR 4234; readopted filed May 22, 2007, 1:44 p.m.: [20070613-IR-410070141RFA](#); readopted filed Sep 11, 2013, 3:19 p.m.: [20131009-IR-410130346RFA](#); readopted filed Nov 13, 2019, 3:14 p.m.: [20191211-IR-410190391RFA](#)*)

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