

IC 12-24-7

Chapter 7. Employment and Remuneration of Patients at State Institutions

IC 12-24-7-1

"Patient" defined

Sec. 1. As used in this chapter, "patient" means an individual who is an inpatient in a state institution.

As added by P.L.2-1992, SEC.18.

IC 12-24-7-2

"Treatment team" defined

Sec. 2. As used in this chapter, "treatment team" includes physicians, psychologists, therapists, or other state institution staff designated to meet periodically to review a patient's progress.

As added by P.L.2-1992, SEC.18.

IC 12-24-7-3

Determination of treatment team; duties; review

Sec. 3. (a) If the treatment team determines that a patient can benefit from performing work for a wage, the treatment team shall do the following:

- (1) Identify in writing the goals and objectives to be achieved for a patient who performs work for a wage.
- (2) Describe in writing the type of work the patient can perform.
- (3) Determine in writing the number of hours a patient may perform work each week.
- (4) Notify the patient and the superintendent of the information described in subdivisions (1), (2), and (3).
- (5) Receive comments from the patient, the patient's guardian (if any), and other persons interested in the patient's welfare.

(b) The treatment team shall review the determinations that the team makes under subsection (a) at least quarterly.

As added by P.L.2-1992, SEC.18.

IC 12-24-7-4

Election of patient to perform work for pay

Sec. 4. (a) A patient may elect to perform work for pay under this chapter if work of the type described by the treatment team under section 3(a)(1) of this chapter is available.

(b) A patient may not be required to perform work for pay.

As added by P.L.2-1992, SEC.18.

IC 12-24-7-5

Spending of wages earned for work

Sec. 5. A patient may spend wages earned for work performed under this chapter in any lawful manner.

As added by P.L.2-1992, SEC.18.

IC 12-24-7-6

Restrictions on division

Sec. 6. A division may not:

- (1) deduct any of a patient's earned wages, except for those deductions required by law; or
- (2) require a patient to pay any of the patient's earned wages; to defray any part of the cost of the patient's care and treatment at the state institution.

As added by P.L.2-1992, SEC.18.

IC 12-24-7-7**Restrictions on patient**

Sec. 7. A patient who earns wages under this chapter is not:

- (1) subject to rules of the state personnel department;
- (2) eligible to become a member of the public employees' retirement fund; or
- (3) covered by IC 22-2-2.

As added by P.L.2-1992, SEC.18.

IC 12-24-7-8**Rules**

Sec. 8. Each division shall adopt rules under IC 4-22-2 concerning the following:

- (1) The operation of work programs under this chapter.
- (2) The establishment of wage scales for work performed under this chapter.
- (3) The frequency with which the treatment team must meet concerning the patient's progress toward achieving the goals and objectives established for the patient.

As added by P.L.2-1992, SEC.18.