

IC 12-7-2
Chapter 2. Definitions

IC 12-7-2-1

Repealed

(Repealed by P.L.145-2006, SEC.376.)

IC 12-7-2-1.3

Activities of daily living

Sec. 1.3. "Activities of daily living", for purposes of IC 12-10-10 and IC 12-10-11.5, has the meaning set forth in IC 12-10-10-1.5.

As added by P.L.150-1995, SEC.1. Amended by P.L.274-2003, SEC.1.

IC 12-7-2-1.5

Administrator

Sec. 1.5. "Administrator", for purposes of:

(1) IC 12-10-15, has the meaning set forth in IC 12-10-15-1.5;
and

(2) IC 12-24-17, has the meaning set forth in IC 12-24-17-1.

As added by P.L.74-1992, SEC.2. Amended by P.L.184-2003, SEC.2.

IC 12-7-2-2

Adult protective services unit

Sec. 2. "Adult protective services unit", for purposes of IC 12-10-3, has the meaning set forth in IC 12-10-3-1.

As added by P.L.2-1992, SEC.1.

IC 12-7-2-3

Advance

Sec. 3. "Advance", for purposes of IC 12-20-25-41, has the meaning set forth in IC 12-20-25-41.

As added by P.L.2-1992, SEC.1.

IC 12-7-2-3.3

Advisory committee

Sec. 3.3. "Advisory committee", for purposes of IC 12-15-35-51, has the meaning set forth in IC 12-15-35-51.

As added by P.L.36-2009, SEC.1.

IC 12-7-2-4

Advocacy

Sec. 4. "Advocacy", for purposes of IC 12-28-1, has the meaning set forth in IC 12-28-1-2.

As added by P.L.2-1992, SEC.1.

IC 12-7-2-5

Advocate

Sec. 5. "Advocate", for purposes of IC 12-26, refers to a person who:

(1) is a court appointed special advocate (as defined in IC 31-9-2-28); or

(2) is a guardian ad litem (as defined in IC 31-9-2-50).

As added by P.L.2-1992, SEC.1. Amended by P.L.1-1997, SEC.48.

IC 12-7-2-6

AFDC

Sec. 6. "AFDC" refers to the Aid to Families with Dependent Children program.

As added by P.L.2-1992, SEC.1.

IC 12-7-2-7

Affected agency

Sec. 7. "Affected agency", for purposes of IC 12-16-1, has the meaning set forth in IC 12-16-1-1.

As added by P.L.2-1992, SEC.1.

IC 12-7-2-8

Aged

Sec. 8. "Aged", for purposes of IC 12-10-1 and IC 12-10-2, means an individual who is at least sixty (60) years of age.

As added by P.L.2-1992, SEC.1.

IC 12-7-2-9

Agency

Sec. 9. "Agency" means the following:

(1) For purposes of IC 12-10-12, the meaning set forth in IC 12-10-12-1.

(2) For purposes of IC 12-12.7-2, the meaning set forth in IC 12-12.7-2-1.

(3) For purposes of IC 12-32-1, the meaning set forth in IC 12-32-1-1.

As added by P.L.2-1992, SEC.1. Amended by P.L.21-1992, SEC.3; P.L.93-2006, SEC.3; P.L.171-2011, SEC.9.

IC 12-7-2-10

Alcohol abuse

Sec. 10. "Alcohol abuse", for purposes of IC 12-23, means repeated episodes of intoxication or drinking which impair health or interfere with an individual's effectiveness on the job, at home, in the community, or operating a motor vehicle.

As added by P.L.2-1992, SEC.1.

IC 12-7-2-11

Alcohol abuser

Sec. 11. "Alcohol abuser", for purposes of IC 12-23, means an individual who has had repeated episodes of intoxication or drinking which impair the individual's health or interfere with the individual's effectiveness on the job, at home, in the community, or in operating a motor vehicle.

As added by P.L.2-1992, SEC.1.

IC 12-7-2-12

Alcohol and drug services program

Sec. 12. "Alcohol and drug services program", for purposes of IC 12-23, means a service for a person:

- (1) arrested for, charged with, or convicted of a misdemeanor or felony;
- (2) against whom a:
 - (A) complaint for an infraction is filed; or
 - (B) judgment for an infraction is entered; or
- (3) who is referred to a program under IC 12-23-14-5;

which provides intervention, education, referral, treatment, or rehabilitation, under the operation of a court or under private contract.

As added by P.L.2-1992, SEC.1. Amended by P.L.168-2002, SEC.1; P.L.80-2003, SEC.1; P.L.187-2011, SEC.2.

IC 12-7-2-13

Alcoholic

Sec. 13. "Alcoholic", for purposes of IC 12-23, means an individual who chronically and habitually uses alcoholic beverages to the extent that the individual:

- (1) loses the power of self control with respect to the use of alcoholic beverages; and
- (2) becomes a menace to the public morals, health, safety, or welfare of the members of society in general.

As added by P.L.2-1992, SEC.1.

IC 12-7-2-14

Alcoholism

Sec. 14. "Alcoholism", for purposes of IC 12-23, means the abnormal condition which the effect of alcohol produces in an alcoholic.

As added by P.L.2-1992, SEC.1.

IC 12-7-2-14.3

Alzheimer's and dementia special care

Sec. 14.3. "Alzheimer's and dementia special care", for purposes of IC 12-10-5.5, has the meaning set forth in IC 12-10-5.5-1.

As added by P.L.106-1997, SEC.1.

IC 12-7-2-14.7

Ancillary services

Sec. 14.7. "Ancillary services", for purposes of IC 12-10-17.1, has the meaning set forth in IC 12-10-17.1-2.

As added by P.L.255-2001, SEC.1. Amended by P.L.141-2006, SEC.11.

IC 12-7-2-15

Applicant

Sec. 15. "Applicant" means the following:

(1) For purposes of the following statutes, a person who has applied for assistance for the applicant or another person under any of the following statutes:

- (A) IC 12-10-6.
- (B) IC 12-10-12.
- (C) IC 12-13.
- (D) IC 12-14.
- (E) IC 12-15.
- (F) IC 12-19.

(2) For purposes of IC 12-17-12, the meaning set forth in IC 12-17-12-1.

(3) For purposes of IC 12-17-13, the meaning set forth in IC 12-17-13-1.

(4) For the purposes of IC 12-17.2, a person who seeks a license to operate a child care center or child care home.

(5) For purposes of IC 31-27, a person who seeks a license to operate a child caring institution, foster family home, group home, or child placing agency.

As added by P.L.2-1992, SEC.1. Amended by P.L.20-1992, SEC.4; P.L.81-1992, SEC.4; P.L.1-1993, SEC.68; P.L.61-1993, SEC.2; P.L.272-1999, SEC.6; P.L.145-2006, SEC.32.

IC 12-7-2-15.5**Appropriate and medically necessary**

Sec. 15.5. "Appropriate and medically necessary", for purposes of IC 12-15-35, has the meaning set forth in IC 12-15-35-1.

As added by P.L.75-1992, SEC.1.

IC 12-7-2-16**Approved postsecondary educational institution**

Sec. 16. "Approved postsecondary educational institution" has the meaning set forth in IC 21-7-13-6(a).

As added by P.L.2-1992, SEC.1. Amended by P.L.2-2007, SEC.153.

IC 12-7-2-17**Asset disregard**

Sec. 17. "Asset disregard", for purposes of IC 12-15-39.6, has the meaning set forth in IC 12-15-39.6-10.

As added by P.L.2-1992, SEC.1. Amended by P.L.24-1997, SEC.5.

IC 12-7-2-18**Assistance**

Sec. 18. "Assistance", for purposes of the following statutes, means money or services regardless of the source, paid or furnished under any of the following statutes:

- (1) IC 12-10-6.
- (2) IC 12-10-12.
- (3) IC 12-13.

(4) IC 12-14.

(5) IC 12-15.

(6) IC 12-19.

As added by P.L.2-1992, SEC.1. Amended by P.L.272-1999, SEC.7; P.L.145-2006, SEC.33.

IC 12-7-2-18.3

Attendant care services

Sec. 18.3. "Attendant care services", for purposes of IC 12-10-17.1, has the meaning set forth in IC 12-10-17.1-3.

As added by P.L.255-2001, SEC.2. Amended by P.L.141-2006, SEC.12.

IC 12-7-2-18.7

Automated teller machine

Sec. 18.7. "Automated teller machine", for purposes of IC 12-13-14, has the meaning set forth in IC 12-13-14-1.

As added by P.L.257-1997(ss), SEC.2.

IC 12-7-2-19

Autism

Sec. 19. (a) "Autism", for purposes of IC 12-11-8, has the meaning set forth in IC 12-11-8-1.

(b) "Autism", for purposes of IC 12-11-1.1-6 and IC 12-28-4-13, refers to the characteristics of a neurological disorder that is described in the Diagnostic and Statistical Manual of Mental Disorders, Fourth Edition, Washington, American Psychiatric Association, 1994, pages 70 and 71.

As added by P.L.2-1992, SEC.1. Amended by P.L.99-2007, SEC.41.

IC 12-7-2-20

Repealed

(Repealed by P.L.99-2007, SEC.224.)

IC 12-7-2-20.5

Basic necessities

Sec. 20.5. "Basic necessities", for purposes of IC 12-20, includes those services or items essential to meet the minimum standards of health, safety, and decency, including the following:

(1) Medical care described in IC 12-20-16-2.

(2) Clothing and footwear.

(3) Food.

(4) Shelter.

(5) Transportation to seek and accept employment on a reasonable basis.

(6) Household essentials.

(7) Essential utility services.

(8) Other services or items the township trustee determines are necessities.

As added by P.L.51-1996, SEC.2.

IC 12-7-2-20.7

Basic services

Sec. 20.7. "Basic services", for purposes of IC 12-10-17.1, has the meaning set forth in IC 12-10-17.1-4.

As added by P.L.255-2001, SEC.3. Amended by P.L.141-2006, SEC.13.

IC 12-7-2-21

Blind

Sec. 21. "Blind" means the following:

(1) For purposes of the following statutes, the term refers to an individual who has vision in the better eye with correcting glasses of 20/200 or less, or a disqualifying visual field defect as determined upon examination by an ophthalmologist or optometrist who has been designated to make such examinations by the county office and approved by the division of family resources or by the division in the manner provided in any of the following statutes:

- (A) IC 12-10-6.
- (B) IC 12-10-12.
- (C) IC 12-13.
- (D) IC 12-14.
- (E) IC 12-15.
- (F) IC 12-19.

(2) For purposes of the following statutes, the term refers to an individual who has a central visual acuity of 20/200 or less in the individual's better eye with the best correction or a field of vision that is not greater than twenty (20) degrees at its widest diameter:

- (A) IC 12-12-1.
- (B) IC 12-12-3.
- (C) IC 12-12-5.
- (D) IC 12-12-6.

As added by P.L.2-1992, SEC.1. Amended by P.L.4-1993, SEC.17; P.L.5-1993, SEC.30; P.L.49-1997, SEC.41; P.L.272-1999, SEC.9; P.L.145-2006, SEC.34.

IC 12-7-2-22

Board

Sec. 22. "Board" means the following:

(1) For purposes of IC 12-10-10 and IC 12-10-11, the community and home options to institutional care for the elderly and disabled board established by IC 12-10-11-1.

(2) For purposes of 12-12-7-5, the meaning set forth in IC 12-12-7-5(a).

(3) For purposes of IC 12-15-35, the meaning set forth in IC 12-15-35-2.

As added by P.L.2-1992, SEC.1. Amended by P.L.75-1992, SEC.2; P.L.20-1992, SEC.5; P.L.81-1992, SEC.5; P.L.1-1993, SEC.69; P.L.40-1994, SEC.6; P.L.104-1996, SEC.1; P.L.23-1996, SEC.10;

P.L.24-1997, SEC.6; P.L.272-1999, SEC.10; P.L.145-2006, SEC.35.

IC 12-7-2-23

Body

Sec. 23. "Body", for purposes of IC 12-8-2, has the meaning set forth in IC 12-8-2-1.

As added by P.L.2-1992, SEC.1.

IC 12-7-2-24

Bureau

Sec. 24. "Bureau" means the following:

(1) For purposes of IC 12-10, the bureau of aging and in-home services established by IC 12-10-1-1.

(2) For purposes of IC 12-11, the bureau of developmental disabilities services established by IC 12-11-1-1-1.

(3) For purposes of IC 12-12, the rehabilitation services bureau of the division of disability and rehabilitative services established by IC 12-12-1-1.

(4) For purposes of IC 12-12.5, the bureau of quality improvement services established by IC 12-12.5-1-1.

As added by P.L.2-1992, SEC.1. Amended by P.L.4-1993, SEC.18; P.L.5-1993, SEC.31; P.L.1-1994, SEC.47; P.L.40-1994, SEC.7; P.L.272-1999, SEC.11; P.L.243-2003, SEC.1; P.L.141-2006, SEC.14; P.L.145-2006, SEC.36; P.L.1-2007, SEC.104.

IC 12-7-2-24.5

Buy-in program

Sec. 24.5. "Buy-in program", as used in IC 12-15-41, has the meaning set forth in IC 12-15-41-1.

As added by P.L.287-2001, SEC.2.

IC 12-7-2-24.6

Caregiver

Sec. 24.6. "Caregiver", for purposes of IC 12-17.2, means an individual who is assigned by a provider the responsibility for supervising a specific child in the care of the provider.

As added by P.L.18-2003, SEC.1.

IC 12-7-2-24.7

Repealed

(Repealed by P.L.255-2003, SEC.55.)

IC 12-7-2-24.8

Caretaker

Sec. 24.8. "Caretaker", for purposes of IC 12-10.5, has the meaning set forth in IC 12-10.5-1-1.

As added by P.L.274-2003, SEC.2.

IC 12-7-2-24.9

Case contact

Sec. 24.9. "Case contact", for purposes of IC 12-20-28-3, has the meaning set forth in IC 12-20-28-3(b).

As added by P.L.180-2005, SEC.1.

IC 12-7-2-25

Case management

Sec. 25. "Case management", for purposes of IC 12-10-1 and IC 12-10-10, has the meaning set forth in IC 12-10-10-1.

As added by P.L.2-1992, SEC.1. Amended by P.L.40-1994, SEC.8; P.L.150-1995, SEC.2; P.L.143-2011, SEC.3.

IC 12-7-2-26

Center

Sec. 26. "Center", for purposes of IC 12-26, means a community mental health center.

As added by P.L.2-1992, SEC.1.

IC 12-7-2-26.1

Center for independent living

Sec. 26.1. "Center for independent living", for purposes of IC 12-12-8, has the meaning set forth in IC 12-12-8-1.

As added by P.L.151-1995, SEC.2. Amended by P.L.272-1999, SEC.12.

IC 12-7-2-26.5

Chemical test

Sec. 26.5. "Chemical test", for purposes of IC 12-23-14, means an analysis of an individual's:

- (1) blood;
- (2) breath;
- (3) hair;
- (4) sweat;
- (5) saliva;
- (6) urine; or
- (7) other bodily substance;

to determine the presence of alcohol or a controlled substance (as defined in IC 35-48-1-9).

As added by P.L.168-2002, SEC.2. Amended by P.L.108-2010, SEC.3.

IC 12-7-2-27

Chief magistrate

Sec. 27. "Chief magistrate", for purposes of IC 12-28-3, has the meaning set forth in IC 12-28-3-3.

As added by P.L.2-1992, SEC.1.

IC 12-7-2-28

Child

Sec. 28. "Child" means the following:

- (1) For purposes of IC 12-17.2, an individual who is less than

eighteen (18) years of age.

(2) For purposes of IC 12-26, the meaning set forth in IC 31-9-2-13(d).

As added by P.L.2-1992, SEC.1. Amended by P.L.20-1992, SEC.6 and P.L.81-1992, SEC.6; P.L.1-1993, SEC.70; P.L.1-1997, SEC.49; P.L.34-2001, SEC.1; P.L.70-2004, SEC.2; P.L.145-2006, SEC.37.

IC 12-7-2-28.1

Repealed

(Repealed by P.L.145-2006, SEC.376.)

IC 12-7-2-28.2

Child care

Sec. 28.2. "Child care", for purposes of IC 12-17.2, means a service that provides for the care, health, safety, and supervision of a child's social, emotional, and educational growth.

As added by P.L.20-1992, SEC.7 and P.L.81-1992, SEC.7. Amended by P.L.1-1993, SEC.71; P.L.145-2006, SEC.38.

IC 12-7-2-28.4

Child care center

Sec. 28.4. "Child care center", for purposes of IC 12-17.2, means a nonresidential building where at least one (1) child receives child care from a provider:

- (1) while unattended by a parent, legal guardian, or custodian;
- (2) for regular compensation; and
- (3) for more than four (4) hours but less than twenty-four (24) hours in each of ten (10) consecutive days per year, excluding intervening Saturdays, Sundays, and holidays.

As added by P.L.20-1992, SEC.8; P.L.81-1992, SEC.8. Amended by P.L.1-1993, SEC.72; P.L.136-1993, SEC.1; P.L.1-1994, SEC.48; P.L.247-2001, SEC.4.

IC 12-7-2-28.6

Child care home

Sec. 28.6. (a) "Child care home", for purposes of IC 12-17.2, means a residential structure in which at least six (6) children (not including the children for whom the provider is a parent, stepparent, guardian, custodian, or other relative or any child who is at least fourteen (14) years of age and does not require child care) at any time receive child care from a provider:

- (1) while unattended by a parent, legal guardian, or custodian;
- (2) for regular compensation; and
- (3) for more than four (4) hours but less than twenty-four (24) hours in each of ten (10) consecutive days per year, excluding intervening Saturdays, Sundays, and holidays.

(b) The term includes:

- (1) a class I child care home; and
- (2) a class II child care home.

As added by P.L.20-1992, SEC.9 and P.L.81-1992, SEC.9. Amended

by P.L.1-1993, SEC.73; P.L.136-1993, SEC.2; P.L.124-2007, SEC.1.

IC 12-7-2-28.8

Child care ministry

Sec. 28.8. "Child care ministry", for purposes of IC 12-17.2, means child care operated by a church or religious ministry that is a religious organization exempt from federal income taxation under Section 501 of the Internal Revenue Code.

*As added by P.L.20-1992, SEC.10 and P.L.81-1992, SEC.10.
Amended by P.L.1-1993, SEC.74.*

IC 12-7-2-28.9

Child care program

Sec. 28.9. "Child care program", for purposes of IC 12-17.2-3.5, has the meaning set forth in IC 12-17.2-3.5-1.2.

As added by P.L.18-2003, SEC.2.

IC 12-7-2-29

Child caring institution

Sec. 29. "Child caring institution", for purposes of section 82(3) of this chapter and IC 12-26, means an institution that:

- (1) operates under a license issued under IC 31-27;
- (2) provides for delivery of mental health services that are appropriate to the needs of the individual; and
- (3) complies with the rules adopted under IC 4-22-2 by the department of child services.

*As added by P.L.2-1992, SEC.1. Amended by P.L.20-1992, SEC.11;
P.L.81-1992, SEC.11; P.L.1-1993, SEC.75; P.L.61-1993, SEC.3;
P.L.145-2006, SEC.39.*

IC 12-7-2-30

Child in need of services

Sec. 30. "Child in need of services", for purposes of the following statutes, has the meaning set forth in IC 31-34-1-1 through IC 31-34-1-9:

- (1) IC 12-13.
- (2) IC 12-14.
- (3) IC 12-15.
- (4) IC 12-19.

*As added by P.L.2-1992, SEC.1. Amended by P.L.1-1997, SEC.50;
P.L.145-2006, SEC.40.*

IC 12-7-2-31

Repealed

(Repealed by P.L.145-2006, SEC.376.)

IC 12-7-2-31.5

Repealed

(Repealed by P.L.234-2005, SEC.192.)

IC 12-7-2-31.6

Repealed

(Repealed by P.L.234-2005, SEC.192.)

IC 12-7-2-32

Child welfare services

Sec. 32. "Child welfare services", for purposes of the following statutes, has the meaning set forth in IC 31-9-2-19.5:

(1) IC 12-13.

(2) IC 12-14.

(3) IC 12-15.

As added by P.L.2-1992, SEC.1. Amended by P.L.145-2006, SEC.41; P.L.146-2008, SEC.375.

IC 12-7-2-33

Repealed

(Repealed by P.L.61-1993, SEC.67.)

IC 12-7-2-33.5

Chronically medically dependent

Sec. 33.5. "Chronically medically dependent" for purposes of IC 12-15-36, has the meaning set forth in IC 12-15-36-2.

As added by P.L.76-1992, SEC.1.

IC 12-7-2-33.6

Coalition

Sec. 33.6. "Coalition", for purposes of IC 12-18-8, has the meaning set forth in IC 12-18-8-1.

As added by P.L.181-2003, SEC.1.

IC 12-7-2-33.7

Class I child care home

Sec. 33.7. (a) As used in this chapter, "class I child care home" means a child care home that serves any combination of full-time and part-time children, not to exceed at any one (1) time twelve (12) children plus three (3) children during the school year only who are enrolled in at least full-day kindergarten. Except as provided in IC 12-17.2-5-6.3(b), the addition of three (3) school age children may not occur during a break in the school year that exceeds four (4) weeks.

(b) A child:

(1) for whom a provider of care in the child care home is a parent, stepparent, guardian, custodian, or other relative and who is at least seven (7) years of age; or

(2) who is at least fourteen (14) years of age and does not require child care;

shall not be counted in determining whether the child care home is within the limit set forth in subsection (a).

As added by P.L.136-1993, SEC.3. Amended by P.L.106-1996, SEC.1; P.L.247-2001, SEC.5; P.L.124-2007, SEC.2; P.L.197-2011,

SEC.38.

IC 12-7-2-33.8

Class II child care home

Sec. 33.8. (a) As used in this chapter, "class II child care home" means a child care home that serves more than twelve (12) children but not more than any combination of sixteen (16) full-time and part-time children at any one (1) time.

(b) A child:

(1) for whom a provider of care in the child care home is a parent, stepparent, guardian, custodian, or other relative and who is at least seven (7) years of age; or

(2) who is at least fourteen (14) years of age and does not require child care;

shall not be counted in determining whether the child care home is within the limit set forth in subsection (a).

As added by P.L.136-1993, SEC.4. Amended by P.L.124-2007, SEC.3.

IC 12-7-2-33.9

Clean claim

Sec. 33.9. (a) "Clean claim", for purposes of IC 12-15-13, except for IC 12-15-13-1 and IC 12-15-13-1.5, has the meaning set forth in IC 12-15-13-0.5.

(b) "Clean claim", for purposes of IC 12-15-13-1 and IC 12-15-13-1.5, has the meaning set forth in IC 12-15-13-0.6.

As added by P.L.107-1996, SEC.1 and P.L.257-1996, SEC.1.

IC 12-7-2-34

Commission

Sec. 34. "Commission" means the following:

(1) For purposes of IC 12-10-2, the meaning set forth in IC 12-10-2-1.

(2) For purposes of IC 12-11-7, the meaning set forth in IC 12-11-7-1.

(3) For purposes of IC 12-12-2, the meaning set forth in IC 12-12-2-1.

(4) For purposes of IC 12-13-14, the meaning set forth in IC 12-13-14-1.

(5) For purposes of IC 12-21-6.5, the meaning set forth in IC 12-21-6.5-1.

(6) For purposes of IC 12-28-1, the meaning set forth in IC 12-28-1-3.

As added by P.L.2-1992, SEC.1. Amended by P.L.42-1995, SEC.4; P.L.2-1997, SEC.29; P.L.12-2006, SEC.1; P.L.181-2006, SEC.50; P.L.1-2007, SEC.105.

IC 12-7-2-34.2

Commissioner

Sec. 34.2. "Commissioner", for purposes of IC 12-12-8, has the

meaning set forth in IC 12-12-8-1.5.
As added by P.L.217-2005, SEC.1.

IC 12-7-2-35

Committee

Sec. 35. "Committee" means the following:

- (1) For purposes of IC 12-15-33, the meaning set forth in IC 12-15-33-1.
- (2) For purposes of IC 12-17.2-3.3, the meaning set forth in IC 12-17.2-3.3-1.

As added by P.L.2-1992, SEC.1. Amended by P.L.2-1995, SEC.44; P.L.42-1995, SEC.5; P.L.107-2005, SEC.1; P.L.1-2007, SEC.106; P.L.229-2011, SEC.105.

IC 12-7-2-36

Community action agency

Sec. 36. "Community action agency", for purposes of IC 12-14-23, has the meaning set forth in IC 12-14-23-2.

As added by P.L.2-1992, SEC.1.

IC 12-7-2-37

Community and home care services

Sec. 37. "Community and home care services", for purposes of IC 12-10-10, has the meaning set forth in IC 12-10-10-2.

As added by P.L.2-1992, SEC.1.

IC 12-7-2-38

Community mental health center

Sec. 38. "Community mental health center" means a program of services that meets the following conditions:

- (1) Is approved by the division of mental health and addiction.
- (2) Is organized for the purpose of providing multiple services for persons with mental illness or a chronic addictive disorder.
- (3) Is operated by one (1) of the following or any combination of the following:
 - (A) A city, a town, a county, or another political subdivision of Indiana.
 - (B) An agency of the state.
 - (C) An agency of the United States.
 - (D) A political subdivision of another state.
 - (E) A hospital owned or operated by a unit of government described in clauses (A) through (D).
 - (F) A building authority organized for the purpose of constructing facilities to be leased to units of government.
 - (G) A corporation incorporated under IC 23-7-1.1 (before its repeal August 1, 1991) or IC 23-17.
 - (H) A nonprofit corporation incorporated in another state.
 - (I) A university or college.

As added by P.L.2-1992, SEC.1. Amended by P.L.23-1993, SEC.35; P.L.40-1994, SEC.9; P.L.215-2001, SEC.24.

IC 12-7-2-39

Community mental retardation and other developmental disabilities centers

Sec. 39. "Community mental retardation and other developmental disabilities centers", for purposes of IC 12-29 (except as provided in IC 12-29-3-6), means a program of services that meets the following conditions:

- (1) Is approved by the division of disability and rehabilitative services.
- (2) Is organized for the purpose of providing multiple services for persons with developmental disabilities.
- (3) Is operated by one (1) of the following or any combination of the following:
 - (A) A city, a town, a county, or another political subdivision of Indiana.
 - (B) An agency of the state.
 - (C) An agency of the United States.
 - (D) A political subdivision of another state.
 - (E) A hospital owned or operated by a unit of government described in clauses (A) through (D).
 - (F) A building authority organized for the purpose of constructing facilities to be leased to units of government.
 - (G) A corporation incorporated under IC 23-7-1.1 (before its repeal August 1, 1991) or IC 23-17.
 - (H) A nonprofit corporation incorporated in another state.
 - (I) A university or college.
- (4) Is accredited for the services provided by one (1) of the following organizations:
 - (A) The Commission on Accreditation of Rehabilitation Facilities (CARF), or its successor.
 - (B) The Council on Quality and Leadership in Supports for People with Disabilities, or its successor.
 - (C) The Joint Commission on Accreditation of Healthcare Organizations (JCAHO), or its successor.
 - (D) The National Commission on Quality Assurance, or its successor.
 - (E) An independent national accreditation organization approved by the secretary.

As added by P.L.2-1992, SEC.1. Amended by P.L.23-1993, SEC.36; P.L.4-1993, SEC.19; P.L.5-1993, SEC.32; P.L.1-1994, SEC.49; P.L.24-1997, SEC.7; P.L.64-2002, SEC.2; P.L.141-2006, SEC.15.

IC 12-7-2-40

Community based residential program

Sec. 40. "Community based residential program", for purposes of IC 12-22-2, refers to the programs described in IC 12-22-2-3.5.

As added by P.L.2-1992, SEC.1. Amended by P.L.272-1999, SEC.13; P.L.143-2011, SEC.4.

IC 12-7-2-40.2

Community spouse

Sec. 40.2. "Community spouse", for purposes of IC 12-15-2, means an individual who:

- (1) is the spouse of an individual who resides in a nursing facility or another medical institution; and
- (2) does not reside in a nursing facility or another medical institution.

As added by P.L.246-2005, SEC.98.

IC 12-7-2-40.5**Compendia**

Sec. 40.5. "Compendia", for purposes of IC 12-15-35 and IC 12-15-35.5, has the meaning set forth in IC 12-15-35-3.

As added by P.L.75-1992, SEC.3. Amended by P.L.107-2002, SEC.4.

IC 12-7-2-40.6**Continuum of care**

Sec. 40.6. (a) "Continuum of care" means a range of services:

- (1) defined by the division in rules adopted under IC 4-22-2 to provide a comprehensive continuum of care by a community mental health center or other provider; and
- (2) based on recovery focused models of care and that are intended to meet the individual treatment needs of the behavioral health consumer.

(b) The continuum of care may include the following services:

- (1) Wellness programs.
- (2) Engagement services.
- (3) Outpatient and inpatient services.
- (4) Rehabilitative and habilitative services.
- (5) Residential care and supported housing.
- (6) Acute intensive services.

All services must support prevention and treatment of mental health and addiction for all populations.

As added by P.L.40-1994, SEC.10. Amended by P.L.143-2011, SEC.5.

IC 12-7-2-40.7**Consumer control**

Sec. 40.7. "Consumer control", for purposes of IC 12-12-8, has the meaning set forth in IC 12-12-8-2.

As added by P.L.151-1995, SEC.3. Amended by P.L.272-1999, SEC.14.

IC 12-7-2-41**Contracting county**

Sec. 41. "Contracting county", for purposes of IC 12-30-7, has the meaning set forth in IC 12-30-7-2.

As added by P.L.2-1992, SEC.1.

IC 12-7-2-42

Contribution

Sec. 42. "Contribution", for purposes of IC 12-17-12, has the meaning set forth in IC 12-17-12-2.

As added by P.L.2-1992, SEC.1.

IC 12-7-2-43**Control board**

Sec. 43. "Control board", for purposes of IC 12-20-25, has the meaning set forth in IC 12-20-25-2.

As added by P.L.2-1992, SEC.1.

IC 12-7-2-43.5**Cooperate**

Sec. 43.5. (a) "Cooperate", for purposes of IC 12-14-2-24, IC 12-14-7-2, and IC 12-14-7-3, includes, with regard to nonparent custodians or guardians, the following:

(1) To appear at appointments, in person or by telephone, with a prosecuting attorney related to:

(A) establishing:

(i) paternity; or

(ii) an order for child support; or

(B) enforcing an order for child support.

(2) To return telephone calls and respond to correspondence when requested by a prosecuting attorney.

(3) To supply information, to the extent known by the nonparent custodian or guardian, for a prosecuting attorney to proceed with appropriate actions to:

(A) establish paternity of a dependent child;

(B) locate parents; or

(C) establish a child support order with respect to a child.

(4) To appear at hearings regarding:

(A) establishment of paternity of a child or a child support order; or

(B) enforcement of a child support order;

if attendance is necessary as determined by the prosecuting attorney.

(b) Information under subsection (a)(3) includes:

(1) identification of potential fathers of a dependent child, if known and paternity has not been established; and

(2) the following information, if known, regarding any parent or potential parent of a dependent child:

(A) The full legal name and nicknames.

(B) The Social Security number.

(C) The current or last known address and phone number.

(D) The current or last known employer, including the name and address of the employer.

(E) If a student, the current or last known school.

(F) The criminal record, including where and when the parent or potential parent was incarcerated.

(G) The date of birth or age.

- (H) The race.
- (I) Any known group or organizational affiliations.
- (J) The names and addresses of close friends or relatives.
- (K) Any other information that the prosecuting attorney requests to help locate or identify a parent of a dependent child.
- (L) A recent photograph.

As added by P.L.80-2010, SEC.15.

IC 12-7-2-44 Version a

Council

*Note: This version of section amended by P.L.197-2011, SEC.39.
See also following version of this section amended by P.L.229-2011,
SEC.106.*

Sec. 44. "Council" means the following:

- (1) For purposes of IC 12-9-4, the meaning set forth in IC 12-9-4-1.
- (2) For purposes of IC 12-12-8, the meaning set forth in IC 12-12-8-2.5.
- (3) For purposes of IC 12-13-4, the meaning set forth in IC 12-13-4-1.
- (4) For purposes of IC 12-12.7-2, the meaning set forth in IC 12-12.7-2-2.
- (5) For purposes of IC 12-21-4, the meaning set forth in IC 12-21-4-1.
- (6) For purposes of IC 12-28-5, the meaning set forth in IC 12-28-5-1.

*As added by P.L.2-1992, SEC.1. Amended by P.L.21-1992, SEC.4;
P.L.40-1994, SEC.11; P.L.91-1996, SEC.2; P.L.287-2001, SEC.3;
P.L.217-2005, SEC.2; P.L.93-2006, SEC.4; P.L.130-2009, SEC.15;
P.L.197-2011, SEC.39.*

IC 12-7-2-44 Version b

Council

*Note: This version of section amended by P.L.229-2011, SEC.106.
See also preceding version of this section amended by P.L.197-2011,
SEC.39.*

Sec. 44. "Council" means the following:

- (1) For purposes of IC 12-9-4, the meaning set forth in IC 12-9-4-1.
- (2) For purposes of IC 12-12-8, the meaning set forth in IC 12-12-8-2.5.
- (3) For purposes of IC 12-13-4, the meaning set forth in IC 12-13-4-1.
- (4) For purposes of IC 12-15-41 and IC 12-15-42, the Medicaid work incentives council established by IC 12-15-42-1.
- (5) For purposes of IC 12-12.7-2, the meaning set forth in IC 12-12.7-2-2.
- (6) For purposes of IC 12-21-4, the meaning set forth in IC 12-21-4-1.

As added by P.L.2-1992, SEC.1. Amended by P.L.21-1992, SEC.4; P.L.40-1994, SEC.11; P.L.91-1996, SEC.2; P.L.287-2001, SEC.3; P.L.217-2005, SEC.2; P.L.93-2006, SEC.4; P.L.130-2009, SEC.15; P.L.229-2011, SEC.106.

IC 12-7-2-44.5

Counseling

Sec. 44.5. "Counseling", for purposes of IC 12-15-35, has the meaning set forth in IC 12-15-35-4.

As added by P.L.75-1992, SEC.4.

IC 12-7-2-44.6

Countable asset

Sec. 44.6. "Countable asset", for purposes of IC 12-20, means noncash property that is not necessary for the health, safety, or decent living standard of a household that:

- (1) is owned wholly or in part by the applicant or a member of the applicant's household;
- (2) the applicant or the household member has the legal right to sell or liquidate; and
- (3) includes:
 - (A) real property other than property that is used for the production of income or that is the primary residence of the household;
 - (B) savings and checking accounts, certificates of deposit, bonds, stocks, and other intangibles that have a net cash value; and
 - (C) boats, other vehicles, or any other personal property used solely for recreational or entertainment purposes.

As added by P.L.51-1996, SEC.3.

IC 12-7-2-44.7

Countable income

Sec. 44.7. "Countable income", for purposes of IC 12-20, means a monetary amount either paid to an applicant or a member of an applicant's household not more than thirty (30) days before the date of application for township assistance, or accrued and legally available for withdrawal by an applicant or a member of an applicant's household at the time of application or not more than thirty (30) days after the date of application for township assistance.

The term includes the following:

- (1) Gross wages before mandatory deductions.
- (2) Social Security benefits, including Supplemental Security Income.
- (3) Aid to Families with Dependent Children.
- (4) Unemployment compensation.
- (5) Worker's compensation (except compensation that is restricted for the payment of medical expenses).
- (6) Vacation pay.
- (7) Sick benefits.

- (8) Strike benefits.
- (9) Private or public pensions.
- (10) Taxable income from self-employment.
- (11) Bartered goods and services provided by another individual for the payment of nonessential needs on behalf of an applicant or an applicant's household if monetary compensation or the provision of basic necessities would have been reasonably available from that individual.
- (12) Child support.
- (13) Gifts of cash, goods, or services.
- (14) Other sources of revenue or services that the township trustee may reasonably determine to be countable income.

As added by P.L.51-1996, SEC.4. Amended by P.L.73-2005, SEC.5.

IC 12-7-2-44.9

Countable resources

Sec. 44.9. "Countable resources", for purposes of IC 12-15-41, has the meaning set forth in IC 12-15-41-2.

As added by P.L.287-2001, SEC.4.

IC 12-7-2-45

County office

Sec. 45. "County office" refers to a county office of the division of family resources.

As added by P.L.2-1992, SEC.1. Amended by P.L.4-1993, SEC.20; P.L.5-1993, SEC.33; P.L.146-2008, SEC.376; P.L.44-2009, SEC.9.

IC 12-7-2-46

County director

Sec. 46. "County director" refers to a director of a county office of the division of family resources.

As added by P.L.2-1992, SEC.1. Amended by P.L.4-1993, SEC.21; P.L.5-1993, SEC.34; P.L.145-2006, SEC.42; P.L.146-2008, SEC.377; P.L.44-2009, SEC.10.

IC 12-7-2-46.2

County home

Sec. 46.2. "County home", for purposes of IC 12-20, means a residential facility owned, staffed, maintained, and operated by a county government for eligible county residents who are able to perform activities of daily living with little or no assistance, including the following activities:

- (1) Bathing.
- (2) Dressing.
- (3) Grooming.
- (4) Walking.
- (5) Using the toilet.
- (6) Eating.

As added by P.L.51-1996, SEC.5.

IC 12-7-2-46.5**Court**

Sec. 46.5. "Court", for purposes of IC 12-17.2, means a circuit or superior court.

*As added by P.L.20-1992, SEC.13 and P.L.81-1992, SEC.13.
Amended by P.L.1-1993, SEC.78; P.L.145-2006, SEC.43.*

IC 12-7-2-47**Repealed**

(Repealed by P.L.272-1999, SEC.66.)

IC 12-7-2-47.5**Covered entity**

Sec. 47.5. "Covered entity", for purposes of IC 12-15-23.5, has the meaning set forth in IC 12-15-23.5-1.

As added by P.L.187-2007, SEC.1.

IC 12-7-2-48**Covered medical services**

Sec. 48. "Covered medical services", for purposes of IC 12-16-1, has the meaning set forth in IC 12-16-1-2.

As added by P.L.2-1992, SEC.1.

IC 12-7-2-48.5**Covered outpatient drug**

Sec. 48.5. "Covered outpatient drug", for purposes of IC 12-15-35, has the meaning set forth in IC 12-15-35-4.5.

As added by P.L.107-2002, SEC.5.

IC 12-7-2-49**Repealed**

(Repealed by P.L.272-1999, SEC.66.)

IC 12-7-2-50**Repealed**

(Repealed by P.L.272-1999, SEC.66.)

IC 12-7-2-51**Creditor**

Sec. 51. "Creditor", for purposes of IC 12-20-25, has the meaning set forth in IC 12-20-25-3.

As added by P.L.2-1992, SEC.1.

IC 12-7-2-51.4**Repealed**

(Repealed by P.L.145-2006, SEC.376.)

IC 12-7-2-51.5**Repealed**

(Repealed by P.L.1-1993, SEC.79; P.L.61-1993, SEC.67;

P.L.136-1993, SEC.24.)

IC 12-7-2-51.7

Criteria

Sec. 51.7. "Criteria", for purposes of IC 12-15-35, has the meaning set forth in IC 12-15-35-5.

As added by P.L.1-1993, SEC.81.

IC 12-7-2-51.8

Cross-indicated drug

Sec. 51.8. "Cross-indicated drug", for purposes of IC 12-15-35.5, has the meaning set forth in IC 12-15-35.5-2.

As added by P.L.6-2002, SEC.1 and P.L.107-2002, SEC.6.

IC 12-7-2-51.9

Cross-disability

Sec. 51.9. "Cross-disability", for purposes of IC 12-12-8, has the meaning set forth in IC 12-12-8-3.

As added by P.L.151-1995, SEC.4. Amended by P.L.272-1999, SEC.15.

IC 12-7-2-52

Custodial authority of a building

Sec. 52. "Custodial authority of a building", for purposes of the following statutes, means the person authorized to contract for the provision of vending services in the building:

(1) IC 12-12-5.

(2) IC 12-12-6.

As added by P.L.2-1992, SEC.1.

IC 12-7-2-52.2

Crowd out

Sec. 52.2. "Crowd out", for purposes of IC 12-17.6, has the meaning set forth in IC 12-17.6-1-2.

As added by P.L.273-1999, SEC.163. Amended by P.L.283-2001, SEC.9; P.L.255-2003, SEC.8.

IC 12-7-2-53

Dangerous

Sec. 53. "Dangerous", for purposes of IC 12-26, means a condition in which an individual as a result of mental illness, presents a substantial risk that the individual will harm the individual or others.

As added by P.L.2-1992, SEC.1.

IC 12-7-2-54

Repealed

(Repealed by P.L.20-1992, SEC.47.)

IC 12-7-2-55

Repealed

(Repealed by P.L.20-1992, SEC.47.)

IC 12-7-2-55.1

Dawn project

Sec. 55.1. "Dawn project", for purposes of IC 12-22-4, has the meaning set forth in IC 12-22-4-1.

As added by P.L.282-2001, SEC.1.

IC 12-7-2-56

Repealed

(Repealed by P.L.20-1992, SEC.47.)

IC 12-7-2-56.5

Repealed

(Repealed by P.L.1-2010, SEC.156.)

IC 12-7-2-57

Delinquent child

Sec. 57. "Delinquent child", for purposes of the following statutes, has the meaning set forth in IC 31-37-1 and IC 31-37-2:

- (1) IC 12-13.
- (2) IC 12-14.
- (3) IC 12-15.
- (4) IC 12-19.

As added by P.L.2-1992, SEC.1. Amended by P.L.1-1997, SEC.51; P.L.145-2006, SEC.44.

IC 12-7-2-57.5

Department

Sec. 57.5. "Department", for purposes of IC 12-13-14, has the meaning set forth in IC 12-13-14-1.

As added by P.L.2-1997, SEC.30. Amended by P.L.90-2002, SEC.338; P.L.234-2005, SEC.12; P.L.146-2008, SEC.378.

IC 12-7-2-58

Dependent child

Sec. 58. (a) "Dependent child", for purposes of the statutes listed in subsection (b), means a needy individual who satisfies either of the following conditions:

- (1) The individual is less than sixteen (16) years of age.
- (2) The individual is less than eighteen (18) years of age and the county office that has jurisdiction of the individual finds all of the following:
 - (A) The individual regularly attends school.
 - (B) The individual has been deprived of parental support or care because of a parent's:
 - (i) death;
 - (ii) continued absence from the home; or
 - (iii) physical or mental incapacity.

(C) The individual's parent or other relative who is legally responsible for the child's support is not able to provide adequately for the individual without public assistance.

(D) The individual is living in the home of at least one (1) of the following relatives:

- (i) The individual's parent.
- (ii) The individual's sibling.
- (iii) The individual's grandparent.
- (iv) The individual's stepparent.
- (v) The individual's stepbrother or stepsister.
- (vi) The individual's aunt or uncle.

(b) This section applies to the following statutes:

- (1) IC 12-13.
- (2) IC 12-14.
- (3) IC 12-15.
- (4) IC 12-19.

As added by P.L.2-1992, SEC.1. Amended by P.L.4-1993, SEC.22; P.L.5-1993, SEC.35; P.L.145-2006, SEC.45.

IC 12-7-2-59

Designee

Sec. 59. "Designee", for purposes of IC 12-10-12, has the meaning set forth in IC 12-10-12-2.

As added by P.L.2-1992, SEC.1.

IC 12-7-2-60

Destitute child

Sec. 60. (a) "Destitute child", for purposes of the statutes listed in subsection (b), means an individual:

- (1) who is needy;
- (2) who is not a public ward;
- (3) who is less than eighteen (18) years of age;
- (4) who has been deprived of parental support or care because of a parent's:
 - (A) death;
 - (B) continued absence from the home; or
 - (C) physical or mental incapacity; and
- (5) whose relatives liable for the individual's support are not able to provide adequate care or support for the individual without public assistance; and
- (6) who is in need of foster care, under circumstances that do not require the individual to be made a public ward.

(b) This section applies to the following statutes:

- (1) IC 12-13.
- (2) IC 12-14.
- (3) IC 12-15.
- (4) IC 12-19.

As added by P.L.2-1992, SEC.1. Amended by P.L.145-2006, SEC.46.

IC 12-7-2-61

Developmental disability

Sec. 61. (a) Except as provided in subsection (b), "developmental disability" means a severe, chronic disability of an individual that meets all of the following conditions:

- (1) Is attributable to:
 - (A) intellectual disability, cerebral palsy, epilepsy, or autism; or
 - (B) any other condition (other than a sole diagnosis of mental illness) found to be closely related to intellectual disability, because this condition results in similar impairment of general intellectual functioning or adaptive behavior or requires treatment or services similar to those required for a person with an intellectual disability.
- (2) Is manifested before the individual is twenty-two (22) years of age.
- (3) Is likely to continue indefinitely.
- (4) Results in substantial functional limitations in at least three (3) of the following areas of major life activities:
 - (A) Self-care.
 - (B) Understanding and use of language.
 - (C) Learning.
 - (D) Mobility.
 - (E) Self-direction.
 - (F) Capacity for independent living.
 - (G) Economic self-sufficiency.

(b) The definition in subsection (a) does not apply and may not affect services provided to an individual receiving:

- (1) home and community based Medicaid waiver; or
- (2) ICF/MR;

services through the division on June 30, 2011.

As added by P.L.2-1992, SEC.1. Amended by P.L.23-1993, SEC.37; P.L.229-2011, SEC.107.

IC 12-7-2-62**Repealed**

(Repealed by P.L.99-2007, SEC.224.)

IC 12-7-2-63**Repealed**

(Repealed by P.L.272-1999, SEC.66.)

IC 12-7-2-64**Director**

Sec. 64. "Director" refers to the following:

- (1) With respect to a particular division, the director of the division.
- (2) With respect to a particular state institution, the director who has administrative control of and responsibility for the state institution.
- (3) For purposes of IC 12-8-12.5, the term refers to the director

of the division of family resources.

(4) For purposes of IC 12-10-15, the term refers to the director of the division of aging.

(5) For purposes of IC 12-25, the term refers to the director of the division of mental health and addiction.

(6) For purposes of IC 12-26, the term:

(A) refers to the director who has administrative control of and responsibility for the appropriate state institution; and

(B) includes the director's designee.

(7) If subdivisions (1) through (6) do not apply, the term refers to the director of any of the divisions.

As added by P.L.2-1992, SEC.1. Amended by P.L.73-1998, SEC.1; P.L.215-2001, SEC.25; P.L.2-2005, SEC.45; P.L.234-2005, SEC.13; P.L.141-2006, SEC.16; P.L.145-2006, SEC.47; P.L.1-2007, SEC.107; P.L.146-2008, SEC.379; P.L.110-2010, SEC.17.

IC 12-7-2-65

Repealed

(Repealed by P.L.99-2007, SEC.224.)

IC 12-7-2-66

Repealed

(Repealed by P.L.99-2007, SEC.224.)

IC 12-7-2-67

Discharge

Sec. 67. "Discharge", for purposes of IC 12-26, means the final and complete release of an individual with a mental illness from the care, treatment, training, or detention at a facility to which the individual was committed or entered voluntarily for mental illness.

As added by P.L.2-1992, SEC.1. Amended by P.L.99-2007, SEC.42.

IC 12-7-2-68

Distressed township

Sec. 68. "Distressed township", for purposes of IC 12-20-25, has the meaning set forth in IC 12-20-25-4.

As added by P.L.2-1992, SEC.1.

IC 12-7-2-69

Division

Sec. 69. (a) "Division", except as provided in subsections (b) and (c), refers to any of the following:

(1) The division of disability and rehabilitative services established by IC 12-9-1-1.

(2) The division of aging established by IC 12-9.1-1-1.

(3) The division of family resources established by IC 12-13-1-1.

(4) The division of mental health and addiction established by IC 12-21-1-1.

(b) The term refers to the following:

(1) For purposes of the following statutes, the division of disability and rehabilitative services established by IC 12-9-1-1:

- (A) IC 12-9.
- (B) IC 12-11.
- (C) IC 12-12.
- (D) IC 12-12.5.
- (E) IC 12-12.7.
- (F) IC 12-28-5.

(2) For purposes of the following statutes, the division of aging established by IC 12-9.1-1-1:

- (A) IC 12-9.1.
- (B) IC 12-10.

(3) For purposes of the following statutes, the division of family resources established by IC 12-13-1-1:

- (A) IC 12-13.
- (B) IC 12-14.
- (C) IC 12-15.
- (D) IC 12-16.
- (E) IC 12-17.2.
- (F) IC 12-18.
- (G) IC 12-19.
- (H) IC 12-20.

(4) For purposes of the following statutes, the division of mental health and addiction established by IC 12-21-1-1:

- (A) IC 12-21.
- (B) IC 12-22.
- (C) IC 12-23.
- (D) IC 12-25.

(c) With respect to a particular state institution, the term refers to the division whose director has administrative control of and responsibility for the state institution.

(d) For purposes of IC 12-24, IC 12-26, and IC 12-27, the term refers to the division whose director has administrative control of and responsibility for the appropriate state institution.

As added by P.L.2-1992, SEC.1. Amended by P.L.20-1992, SEC.15; P.L.81-1992, SEC.15; P.L.1-1993, SEC.82; P.L.4-1993, SEC.23; P.L.5-1993, SEC.36; P.L.1-1994, SEC.50; P.L.40-1994, SEC.12; P.L.215-2001, SEC.26; P.L.283-2001, SEC.10; P.L.1-2002, SEC.50; P.L.255-2003, SEC.9; P.L.243-2003, SEC.2; P.L.234-2005, SEC.14; P.L.93-2006, SEC.5; P.L.141-2006, SEC.17; P.L.1-2007, SEC.108; P.L.229-2011, SEC.108.

IC 12-7-2-69.5

Domestic violence

Sec. 69.5. "Domestic violence", for purposes of IC 12-18-8, has the meaning set forth in IC 34-6-2-34.5.

As added by P.L.181-2003, SEC.2.

IC 12-7-2-70

Repealed

(Repealed by P.L.130-2009, SEC.28.)

IC 12-7-2-71

Drug

Sec. 71. "Drug", for purposes of IC 12-23, means a drug or a controlled substance (as defined in IC 35-48-1).

As added by P.L.2-1992, SEC.1.

IC 12-7-2-72

Drug abuse

Sec. 72. "Drug abuse", for purposes of IC 12-23, means:

- (1) psychological or physical dependence on the effect of drugs or harmful substances; or
- (2) abuse of the use of drugs or harmful substances;

that is harmful to the individual or society.

As added by P.L.2-1992, SEC.1.

IC 12-7-2-73

Drug abuser

Sec. 73. "Drug abuser", for purposes of IC 12-23, means an individual who:

- (1) has developed a psychological or physical dependence on the effects of drugs or harmful substances; or
- (2) abuses the use of drugs or harmful substances;

so that the individual or society is harmed.

As added by P.L.2-1992, SEC.1.

IC 12-7-2-73.2

Drug-disease contraindication

Sec. 73.2. "Drug-disease contraindication", for purposes of IC 12-15-35, has the meaning set forth in IC 12-15-35-6.

As added by P.L.75-1992, SEC.6.

IC 12-7-2-73.4

Drug-drug interaction

Sec. 73.4. "Drug-drug interaction", for purposes of IC 12-15-35, has the meaning set forth in IC 12-15-35-7.

As added by P.L.75-1992, SEC.7.

IC 12-7-2-73.5

Repealed

(Repealed by P.L.108-2010, SEC.10.)

IC 12-7-2-73.6

Drug utilization review or DUR

Sec. 73.6. "Drug utilization review" or "DUR", for purposes of IC 12-15-35, has the meaning set forth in IC 12-15-35-8.

As added by P.L.75-1992, SEC.8.

IC 12-7-2-74

Early intervention services

Sec. 74. "Early intervention services", for purposes of IC 12-12.7-2, has the meaning set forth in IC 12-12.7-2-3.

As added by P.L.2-1992, SEC.1. Amended by P.L.21-1992, SEC.5; P.L.93-2006, SEC.6.

IC 12-7-2-74.5**EBT program**

Sec. 74.5. "EBT program", for purposes of IC 12-13-14, has the meaning set forth in IC 12-13-14-1.

As added by P.L.2-1997, SEC.31.

IC 12-7-2-75**Repealed**

(Repealed by P.L.181-2006, SEC.62.)

IC 12-7-2-76**Eligible individual**

Sec. 76. (a) "Eligible individual", for purposes of IC 12-10-10, has the meaning set forth in IC 12-10-10-4.

(b) "Eligible individual" has the meaning set forth in IC 12-14-18-1.5 for purposes of the following:

- (1) IC 12-10-6.
- (2) IC 12-14-2.
- (3) IC 12-14-18.
- (4) IC 12-14-19.
- (5) IC 12-15-2.
- (6) IC 12-15-3.
- (7) IC 12-16-3.5.
- (8) IC 12-20-5.5.

As added by P.L.2-1992, SEC.1. Amended by P.L.128-1999, SEC.4; P.L.283-2001, SEC.11; P.L.120-2002, SEC.8; P.L.97-2004, SEC.47; P.L.145-2006, SEC.48.

IC 12-7-2-76.5**Emergency**

Sec. 76.5. (a) "Emergency", for purposes of IC 12-20, means an unpredictable circumstance or a series of unpredictable circumstances that:

- (1) place the health or safety of a household or a member of a household in jeopardy; and
- (2) cannot be remedied in a timely manner by means other than township assistance.

(b) "Emergency", for purposes of IC 12-17.6, has the meaning set forth in IC 12-17.6-1-2.6.

As added by P.L.51-1996, SEC.6. Amended by P.L.95-2000, SEC.1; P.L.283-2001, SEC.12; P.L.255-2003, SEC.10.

IC 12-7-2-76.6**Emergency medical condition**

Sec. 76.6. "Emergency medical condition", for purposes of IC 12-15-12, has the meaning set forth in IC 12-15-12-0.3.
As added by P.L.223-2001, SEC.1.

IC 12-7-2-76.7

Repealed

(Repealed by P.L.145-2006, SEC.376.)

IC 12-7-2-76.8

Employed; employee; employment; employs

Sec. 76.8. "Employed", "employee", "employment", or "employs", for purposes of IC 12-17.2-3.5, has the meaning set forth in IC 12-17.2-3.5-1.3.

As added by P.L.18-2003, SEC.3.

IC 12-7-2-76.9

Emergency services

Sec. 76.9. "Emergency services", for purposes of IC 12-15-12, has the meaning set forth in IC 12-15-12-0.5.

As added by P.L.223-2001, SEC.2.

IC 12-7-2-77

Endangered adult

Sec. 77. "Endangered adult", for purposes of IC 12-10-3, has the meaning set forth in IC 12-10-3-2.

As added by P.L.2-1992, SEC.1.

IC 12-7-2-77.5

Estate

Sec. 77.5. "Estate", for purposes of IC 12-15-9, has the meaning set forth in IC 12-15-9-0.5.

As added by P.L.152-1995, SEC.1.

IC 12-7-2-78

Repealed

(Repealed by P.L.40-1994, SEC.83.)

IC 12-7-2-78.5

Essential person

Sec. 78.5. "Essential person", for purposes of IC 12-14, has the meaning set forth in IC 12-14-2-0.5.

As added by P.L.46-1995, SEC.3.

IC 12-7-2-79

Executive authority

Sec. 79. "Executive authority", for purposes of IC 12-28-3, has the meaning set forth in IC 12-28-3-3.

As added by P.L.2-1992, SEC.1.

IC 12-7-2-80

Repealed

(Repealed by P.L.20-1992, SEC.47.)

IC 12-7-2-81

Expenses and obligations

Sec. 81. (a) "Expenses and obligations", for purposes of the statutes listed in subsection (b), refer to expenses, obligations, assistance, and claims:

- (1) of a county office;
- (2) incurred in the administration of the welfare services of the county;
- (3) incurred as provided by law; and
- (4) for:
 - (A) assistance for aged persons in need;
 - (B) assistance to dependent children; and
 - (C) other assistance or services that a county office is authorized by law to allow.

(b) This section applies to the following statutes:

- (1) IC 12-13.
- (2) IC 12-14.
- (3) IC 12-15.
- (4) IC 12-19.

As added by P.L.2-1992, SEC.1. Amended by P.L.4-1993, SEC.24; P.L.5-1993, SEC.37; P.L.145-2006, SEC.49.

IC 12-7-2-82

Facility

Sec. 82. "Facility" means the following:

- (1) For purposes of IC 12-17-12, the meaning set forth in IC 12-17-12-3.
- (2) For purposes of IC 12-17-13, the meaning set forth in IC 12-17-13-2.
- (3) For purposes of IC 12-26, a hospital, a health and hospital corporation established under IC 16-22-8, a psychiatric hospital, a community mental health center, another institution, a program, a managed care provider, or a child caring institution:
 - (A) where an individual with a mental illness can receive rehabilitative treatment, or habilitation and care, in the least restrictive environment suitable for the necessary care, treatment, and protection of the individual and others; and
 - (B) that has adequate space and treatment staff appropriate to the needs of the individual as determined by the superintendent of the facility.

The term includes all services, programs, and centers of the facility, wherever located.

- (4) For purposes of IC 12-15-32, the meaning set forth in IC 12-15-32-1.

As added by P.L.2-1992, SEC.1. Amended by P.L.62-1993, SEC.2; P.L.40-1994, SEC.13; P.L.99-2007, SEC.43; P.L.194-2007, SEC.2.

IC 12-7-2-82.2**Family or household member**

Sec. 82.2. "Family or household member", for purposes of IC 12-18-8, has the meaning set forth in IC 12-18-8-3.

As added by P.L.181-2003, SEC.3.

IC 12-7-2-82.3**Repealed**

(Repealed by P.L.138-2007, SEC.93.)

IC 12-7-2-82.4**Family planning services**

Sec. 82.4. "Family planning services", for purposes of IC 12-15-45-1, has the meaning set forth in IC 12-15-45-1(a).

As added by P.L.160-2011, SEC.2.

IC 12-7-2-82.5**Family support program**

Sec. 82.5. "Family support program", for purposes of IC 12-8-14, has the meaning set forth in IC 12-8-14-1.

As added by P.L.137-1993, SEC.1. Amended by P.L.272-1999, SEC.17.

IC 12-7-2-82.7**Federal act**

Sec. 82.7. "Federal act", for purposes of IC 12-12-8, has the meaning set forth in IC 12-12-8-3.2.

As added by P.L.217-2005, SEC.3.

IC 12-7-2-83**Federal department**

Sec. 83. "Federal department", for purposes of IC 12-26-9, has the meaning set forth in IC 12-26-9-1.

As added by P.L.2-1992, SEC.1.

IC 12-7-2-84**Federal facility**

Sec. 84. "Federal facility", for purposes of IC 12-26-9, has the meaning set forth in IC 12-26-9-2.

As added by P.L.2-1992, SEC.1.

IC 12-7-2-85**Federal income poverty level**

Sec. 85. "Federal income poverty level", for purposes of IC 12-15-2, has the meaning set forth in IC 12-15-2-1.

As added by P.L.2-1992, SEC.1.

IC 12-7-2-85.1**Fertilization**

Sec. 85.1. "Fertilization", for purposes of IC 12-15-45-1, has the

meaning set forth in IC 12-15-45-1(b).
As added by P.L.160-2011, SEC.3.

IC 12-7-2-85.2

Final judgment

Sec. 85.2. "Final judgment", for purposes of IC 12-18-8, has the meaning set forth in IC 12-18-8-4.
As added by P.L.181-2003, SEC.4.

IC 12-7-2-85.3

Financial institution

Sec. 85.3. "Financial institution", for purposes of IC 12-13-14, has the meaning set forth in IC 12-13-14-1.
As added by P.L.257-1997(ss), SEC.3. Amended by P.L.145-2006, SEC.50.

IC 12-7-2-85.4

Federal public benefit

Sec. 85.4. "Federal public benefit", for purposes of IC 12-32-1, has the meaning set forth in IC 12-32-1-2.
As added by P.L.171-2011, SEC.10.

IC 12-7-2-85.5

Repealed

(Repealed by P.L.108-1997, SEC.10.)

IC 12-7-2-86

Fiscal body

Sec. 86. "Fiscal body", for purposes of IC 12-20, has the meaning set forth in IC 36-1-2-6.
As added by P.L.2-1992, SEC.1.

IC 12-7-2-87

Flight or fled

Sec. 87. "Flight" or "fled", for purposes of IC 12-28-3, has the meaning set forth in IC 12-28-3-1.
As added by P.L.2-1992, SEC.1.

IC 12-7-2-87.8

Food retailer

Sec. 87.8. "Food retailer", for purposes of IC 12-13-14, has the meaning set forth in IC 12-13-14-1.
As added by P.L.257-1997(ss), SEC.4.

IC 12-7-2-88

Forcible felony

Sec. 88. "Forcible felony", for purposes of IC 12-23, has the meaning set forth in IC 35-41-1.
As added by P.L.2-1992, SEC.1.

IC 12-7-2-89

Foster care

Sec. 89. (a) "Foster care", for purposes of the statutes listed in subsection (b), means living in a place licensed under IC 31-27.

(b) This section applies to the following statutes:

- (1) IC 12-13.
- (2) IC 12-14.
- (3) IC 12-15.
- (4) IC 12-19.

As added by P.L.2-1992, SEC.1. Amended by P.L.81-1992, SEC.16; P.L.1-1993, SEC.83; P.L.145-2006, SEC.51.

IC 12-7-2-90

Repealed

(Repealed by P.L.145-2006, SEC.376.)

IC 12-7-2-91

Fund

Sec. 91. "Fund" means the following:

- (1) For purposes of IC 12-12-1-9, the fund described in IC 12-12-1-9.
- (2) For purposes of IC 12-15-20, the meaning set forth in IC 12-15-20-1.
- (3) For purposes of IC 12-17-12, the meaning set forth in IC 12-17-12-4.
- (4) For purposes of IC 12-17.6, the meaning set forth in IC 12-17.6-1-3.
- (5) For purposes of IC 12-23-2, the meaning set forth in IC 12-23-2-1.
- (6) For purposes of IC 12-23-18, the meaning set forth in IC 12-23-18-4.
- (7) For purposes of IC 12-24-6, the meaning set forth in IC 12-24-6-1.
- (8) For purposes of IC 12-24-14, the meaning set forth in IC 12-24-14-1.
- (9) For purposes of IC 12-30-7, the meaning set forth in IC 12-30-7-3.

As added by P.L.2-1992, SEC.1. Amended by P.L.36-1994, SEC.12; P.L.91-1996, SEC.3; P.L.273-1999, SEC.164; P.L.273-1999, SEC.60; P.L.14-2000, SEC.27; P.L.11-2003, SEC.1; P.L.146-2008, SEC.380; P.L.130-2009, SEC.16.

IC 12-7-2-91.4

Gatekeeper

Sec. 91.4. "Gatekeeper", for purposes of IC 12-24, IC 12-25, and IC 12-26, means an entity identified in IC 12-24-12-10 that is actively involved in the evaluation and planning of and treatment for a committed individual beginning after the commitment through the planning of the individual's transition back into the community, including case management services for the individual in the

community.

As added by P.L.6-1995, SEC.3. Amended by P.L.108-1996, SEC.1.

IC 12-7-2-92

Governmental entity

Sec. 92. "Governmental entity", for purposes of IC 12-10-3, has the meaning set forth in IC 12-10-3-3.

As added by P.L.2-1992, SEC.1.

IC 12-7-2-93

Governor

Sec. 93. "Governor", for purposes of IC 12-28-3, has the meaning set forth in IC 12-28-3-3.

As added by P.L.2-1992, SEC.1.

IC 12-7-2-94

Grantee agency

Sec. 94. "Grantee agency", for purposes of IC 12-8-10, has the meaning set forth in IC 12-8-10-2.

As added by P.L.2-1992, SEC.1.

IC 12-7-2-95

Grant-in-aid

Sec. 95. (a) "Grant-in-aid", for purposes of the statutes listed in subsection (b), means any money paid by the federal government to the state or any money paid by the state to a county for the purpose of defraying any of the expenses, claims, allowances, assistance, or obligations authorized by this title.

(b) This section applies to the following statutes:

- (1) IC 12-13.
- (2) IC 12-14.
- (3) IC 12-15.
- (4) IC 12-19.

As added by P.L.2-1992, SEC.1. Amended by P.L.145-2006, SEC.52.

IC 12-7-2-96

Gravely disabled

Sec. 96. "Gravely disabled", for purposes of IC 12-26, means a condition in which an individual, as a result of mental illness, is in danger of coming to harm because the individual:

- (1) is unable to provide for that individual's food, clothing, shelter, or other essential human needs; or
- (2) has a substantial impairment or an obvious deterioration of that individual's judgment, reasoning, or behavior that results in the individual's inability to function independently.

As added by P.L.2-1992, SEC.1.

IC 12-7-2-97

Repealed

(Repealed by P.L.27-1992, SEC.30.)

IC 12-7-2-98**Group**

Sec. 98. "Group", for purposes of IC 12-8-10, has the meaning set forth in IC 12-8-10-3.

As added by P.L.2-1992, SEC.1.

IC 12-7-2-98.5**Repealed**

(Repealed by P.L.145-2006, SEC.376.)

IC 12-7-2-99**A person with a disability**

Sec. 99. "A person with a disability" means, for purposes of the following statutes, an individual who has a physical or mental disability and meets the program eligibility requirements of the division of disability and rehabilitative services:

(1) IC 12-8-1-11.

(2) IC 12-12-1.

(3) IC 12-12-6.

As added by P.L.2-1992, SEC.1. Amended by P.L.138-1993, SEC.1; P.L.23-1993, SEC.38; P.L.4-1993, SEC.25; P.L.5-1993, SEC.38; P.L.272-1999, SEC.18; P.L.141-2006, SEC.18.

IC 12-7-2-100**Repealed**

(Repealed by P.L.21-1992, SEC.16.)

IC 12-7-2-101**Harmful substance**

Sec. 101. "Harmful substance", for purposes of IC 12-23, means any substance used by an individual to produce the effect of a controlled substance, although the substance is not classified as a controlled substance under IC 35-48.

As added by P.L.2-1992, SEC.1.

IC 12-7-2-102**Repealed**

(Repealed by P.L.40-1994, SEC.83.)

IC 12-7-2-103**Health facility**

Sec. 103. "Health facility" means the following:

(1) For purposes of IC 12-10-5.5, the meaning set forth in IC 12-10-5.5-2.

(2) For purposes of IC 12-10-12, the meaning set forth in IC 12-10-12-3.

As added by P.L.2-1992, SEC.1. Amended by P.L.139-1993, SEC.1; P.L.106-1997, SEC.2.

IC 12-7-2-103.3**Health maintenance organization**

Sec. 103.3. "Health maintenance organization", for purposes of IC 12-15-39.6, has the meaning set forth in IC 27-13-1-19.

As added by P.L.97-2004, SEC.48.

IC 12-7-2-103.5**Health related services**

Sec. 103.5. "Health related services":

(1) for purposes of IC 12-10-15, has the meaning set forth in IC 12-10-15-2; and

(2) for purposes of IC 12-10-17.1, has the meaning set forth in IC 12-10-17.1-5.

As added by P.L.73-1998, SEC.2. Amended by P.L.255-2001, SEC.4; P.L.141-2006, SEC.19.

IC 12-7-2-104**Repealed**

(Repealed by P.L.1-2007, SEC.248.)

IC 12-7-2-104.5**Holocaust victim's settlement payment**

Sec. 104.5. "Holocaust victim's settlement payment" has the meaning set forth in IC 12-14-18-1.7 for purposes of the following:

(1) IC 12-10-6.

(2) IC 12-14-2.

(3) IC 12-14-18.

(4) IC 12-14-19.

(5) IC 12-15-2.

(6) IC 12-15-3.

(7) IC 12-16-3.5.

(8) IC 12-20-5.5.

As added by P.L.128-1999, SEC.5. Amended by P.L.283-2001, SEC.13; P.L.120-2002, SEC.9; P.L.97-2004, SEC.49; P.L.145-2006, SEC.53.

IC 12-7-2-105**Home care services**

Sec. 105. "Home care services", for purposes of IC 12-10-13, has the meaning set forth in IC 12-10-13-3.

As added by P.L.2-1992, SEC.1.

IC 12-7-2-106**Repealed**

(Repealed by P.L.181-2006, SEC.62.)

IC 12-7-2-107**Repealed**

(Repealed by P.L.181-2006, SEC.62.)

IC 12-7-2-108**Home health agency**

Sec. 108. "Home health agency", for purposes of IC 12-15-34, has the meaning set forth in IC 12-15-34-1.

As added by P.L.2-1992, SEC.1.

IC 12-7-2-109**Home health services**

Sec. 109. "Home health services", for purposes of IC 12-15-34, has the meaning set forth in IC 12-15-34-2.

As added by P.L.2-1992, SEC.1.

IC 12-7-2-109.5**Hospice**

Sec. 109.5. "Hospice", for purposes of IC 12-15-40, has the meaning set forth in IC 12-15-40-2.

As added by P.L.24-1997, SEC.8.

IC 12-7-2-109.6**Hospice program**

Sec. 109.6. "Hospice program", for purposes of IC 12-15-40, has the meaning set forth in IC 12-15-40-3.

As added by P.L.24-1997, SEC.9.

IC 12-7-2-109.7**Hospice program patient**

Sec. 109.7. "Hospice program patient", for purposes of IC 12-15-40, has the meaning set forth in IC 12-15-40-4.

As added by P.L.24-1997, SEC.10.

IC 12-7-2-109.8**Hospice services**

Sec. 109.8. "Hospice services", for purposes of IC 12-15-5 and IC 12-15-40, has the meaning set forth in IC 12-15-40-5.

As added by P.L.24-1997, SEC.11.

IC 12-7-2-110**Hospital**

Sec. 110. "Hospital" means the following:

(1) For purposes of IC 12-15-11.5, the meaning set forth in IC 12-15-11.5-1.

(2) For purposes of IC 12-15-18, the meaning set forth in IC 12-15-18-2.

(3) For purposes of IC 12-16, except IC 12-16-1, the term refers to a hospital licensed under IC 16-21.

As added by P.L.2-1992, SEC.1. Amended by P.L.2-1993, SEC.75; P.L.142-2000, SEC.1; P.L.283-2001, SEC.14; P.L.120-2002, SEC.10; P.L.255-2003, SEC.11.

IC 12-7-2-110.5

Household

Sec. 110.5. "Household", for purposes of IC 12-20, means any of the following:

- (1) An individual living alone.
- (2) A family related by blood.
- (3) A group of individuals living together at one (1) residence as a domestic unit with mutual economic dependency.

As added by P.L.51-1996, SEC.7.

IC 12-7-2-110.7**Housing with services establishment**

Sec. 110.7. "Housing with services establishment", for purposes of IC 12-10-15, has the meaning set forth in IC 12-10-15-3.

As added by P.L.73-1998, SEC.3.

IC 12-7-2-111**Immediate family**

Sec. 111. (a) "Immediate family", for purposes of the statutes listed in subsection (b), means the following:

- (1) If a Medicaid applicant is married, the applicant's spouse and dependent children less than twenty-one (21) years of age.
- (2) If a Medicaid applicant is not married, the following:
 - (A) If the applicant is divorced, the parent having custody.
 - (B) If the applicant is less than twenty-one (21) years of age:
 - (i) the parent having custody; and
 - (ii) the dependent children less than twenty-one (21) years of age of the parent or parents.
 - (C) If clauses (A) and (B) do not apply, the applicant's parents.

(b) This section applies to the following statutes:

- (1) IC 12-14-1 through IC 12-14-9.5.
- (2) IC 12-15, except IC 12-15-32, IC 12-15-33, and IC 12-15-34.

As added by P.L.2-1992, SEC.1. Amended by P.L.273-1999, SEC.75.

IC 12-7-2-112**Incapacitated**

Sec. 112. "Incapacitated", for purposes of IC 12-23, means having been judged incapacitated under IC 29-3 by a court.

As added by P.L.2-1992, SEC.1.

IC 12-7-2-113**Incapacitated by alcohol**

Sec. 113. "Incapacitated by alcohol", for purposes of IC 12-23, means that an individual, as the result of the use of alcohol, has the individual's judgment impaired and is incapable of realizing and making a rational decision with respect to the individual's need for treatment.

As added by P.L.2-1992, SEC.1.

IC 12-7-2-114**Incapacitated individual**

Sec. 114. "Incapacitated individual", for purposes of IC 12-10-7, has the meaning set forth in IC 12-10-7-1.

As added by P.L.2-1992, SEC.1.

IC 12-7-2-115**Indebtedness**

Sec. 115. "Indebtedness", for purposes of IC 12-20-25, has the meaning set forth in IC 12-20-25-5.

As added by P.L.2-1992, SEC.1.

IC 12-7-2-116**Indigent adult**

Sec. 116. "Indigent adult", for purposes of IC 12-10-7, has the meaning set forth in IC 12-10-7-2.

As added by P.L.2-1992, SEC.1.

IC 12-7-2-117**Repealed**

(Repealed by P.L.146-2008, SEC.804.)

IC 12-7-2-117.1**Individual in need of self-directed in-home care**

Sec. 117.1. "Individual in need of self-directed in-home care", for purposes of IC 12-10-17.1, has the meaning set forth in IC 12-10-17.1-6.

As added by P.L.255-2001, SEC.5. Amended by P.L.141-2006, SEC.20.

IC 12-7-2-117.2**Repealed**

(Repealed by P.L.272-1999, SEC.66.)

IC 12-7-2-117.3**Individual with a disability; individual with a significant disability**

Sec. 117.3. (a) "Individual with a disability", for purposes of IC 12-12-8, has the meaning set forth in IC 12-12-8-3.4.

(b) "Individual with a disability", for purposes of IC 12-10-10, has the meaning set forth in IC 12-10-10-3.

(c) "Individual with a significant disability", for purposes of IC 12-12-8, has the meaning set forth in IC 12-12-8-3.6.

As added by P.L.217-2005, SEC.4. Amended by P.L.99-2007, SEC.44.

IC 12-7-2-117.4**Repealed**

(Repealed by P.L.99-2007, SEC.224.)

IC 12-7-2-117.6

Individual with a mental illness

Sec. 117.6. "Individual with a mental illness", for purposes of IC 12-21-2 and IC 12-24-17, means an individual who:

- (1) has a psychiatric disorder that substantially impairs the individual's mental health; and
- (2) requires care, treatment, training, or detention:
 - (A) because of the psychiatric disorder; or
 - (B) for the welfare of the individual or others of the community in which the individual resides.

As added by P.L.99-2007, SEC.45. Amended by P.L.143-2011, SEC.6.

IC 12-7-2-117.8

Infants and toddlers with disabilities

Sec. 117.8. "Infants and toddlers with disabilities", for purposes of IC 12-12.7-2, has the meaning set forth in IC 12-12.7-2-4.

As added by P.L.99-2007, SEC.46.

IC 12-7-2-118

Repealed

(Repealed by P.L.283-2001, SEC.40.)

IC 12-7-2-118.3

Initiative

Sec. 118.3. "Initiative", for purposes of IC 12-31-2, has the meaning set forth in IC 12-31-2-1.

As added by P.L.134-2008, SEC.4.

IC 12-7-2-118.5

Repealed

(Repealed by P.L.1-2010, SEC.156.)

IC 12-7-2-118.8

Institution

Sec. 118.8. "Institution", for purposes of IC 12-10-11.5, has the meaning set forth in IC 12-10-11.5-1.

As added by P.L.274-2003, SEC.3.

IC 12-7-2-119

Institution for the mentally diseased

Sec. 119. "Institution for the mentally diseased", for purposes of IC 12-15-2-9, has the meaning set forth in IC 12-15-2-9.

As added by P.L.2-1992, SEC.1.

IC 12-7-2-119.5

"Institutional provider"

Sec. 119.5. "Institutional provider", for purposes of IC 12-15-13-4, has the meaning set forth in IC 12-15-13-4(a).

As added by P.L.229-2011, SEC.109.

IC 12-7-2-120

Insurer

Sec. 120. (a) "Insurer", for purposes of the statutes listed in subsection (b), means an insurance company, a health maintenance organization (as defined in IC 27-13-1-19), a self-funded employee benefit plan, a pension fund, a retirement system, or a similar entity that:

- (1) does business in Indiana; and
- (2) is under an obligation to make payments for medical services as a result of injury, illness, or disease suffered by an individual.

(b) This section applies to the following statutes:

- (1) IC 12-14-1 through IC 12-14-9.5.
- (2) IC 12-15, except IC 12-15-32, IC 12-15-33, and IC 12-15-34.

As added by P.L.2-1992, SEC.1. Amended by P.L.26-1994, SEC.2; P.L.273-1999, SEC.76.

IC 12-7-2-120.5

Interim period

Sec. 120.5. "Interim period", for purposes of IC 12-20-27, has the meaning set forth in IC 12-20-27-1.5.

As added by P.L.51-1996, SEC.8.

IC 12-7-2-121

Repealed

(Repealed by P.L.1-1993, SEC.86.)

IC 12-7-2-121.5

Intervention

Sec. 121.5. "Intervention", for purposes of IC 12-15-35, has the meaning set forth in IC 12-15-35-9.

As added by P.L.75-1992, SEC.9.

IC 12-7-2-122

Intoxicated

Sec. 122. "Intoxicated", for purposes of IC 12-23, means the state of an individual in which the individual's mental or physical functioning is substantially impaired as a result of the use of alcohol, drugs, or harmful substances.

As added by P.L.2-1992, SEC.1.

IC 12-7-2-122.3

Knew or know

Sec. 122.3. "Knew" or "know", for purposes of IC 12-15-23, means that a person, regarding information:

- (1) has actual knowledge of information;
- (2) acts in deliberate ignorance of the truth or falsity of the information; or
- (3) acts in reckless disregard of the truth or falsity of the

information.
As added by P.L.79-2007, SEC.2.

IC 12-7-2-122.5

Legal representative

Sec. 122.5. "Legal representative", for purposes of IC 12-10-13, has the meaning set forth in IC 12-10-13-3.3.
As added by P.L.139-1993, SEC.2.

IC 12-7-2-122.9

Licensed health professional

Sec. 122.9. "Licensed health professional", for purposes of IC 12-10-17.1, has the meaning set forth in IC 12-10-17.1-7.
As added by P.L.255-2001, SEC.6. Amended by P.L.141-2006, SEC.21.

IC 12-7-2-123

Repealed

(Repealed by P.L.20-1992, SEC.47.)

IC 12-7-2-123.2

Licensee

Sec. 123.2. "Licensee", for the purposes of IC 12-17.2, means a person who holds a valid license issued under IC 12-17.2.
As added by P.L.20-1992, SEC.18; P.L.81-1992, SEC.19. Amended by P.L.1-1993, SEC.87; P.L.145-2006, SEC.54.

IC 12-7-2-124

Life threatening emergency

Sec. 124. "Life threatening emergency", for purposes of IC 12-10-3, has the meaning set forth in IC 12-10-3-4.
As added by P.L.2-1992, SEC.1.

IC 12-7-2-124.5

Repealed

(Repealed by P.L.145-2006, SEC.376.)

IC 12-7-2-124.6

Repealed

(Repealed by P.L.44-2009, SEC.36.)

IC 12-7-2-124.7

Local domestic violence fatality review team

Sec. 124.7. "Local domestic violence fatality review team", for purposes of IC 12-18-8, has the meaning set forth in IC 12-18-8-5.
As added by P.L.181-2003, SEC.5.

IC 12-7-2-124.8

Repealed

(Repealed by P.L.44-2009, SEC.36.)

IC 12-7-2-125**Long term care**

Sec. 125. "Long term care", for purposes of IC 12-15-39.6, has the meaning set forth in IC 12-15-39.6-1.

As added by P.L.2-1992, SEC.1. Amended by P.L.24-1997, SEC.12.

IC 12-7-2-125.5**Long term care facility**

Sec. 125.5. (a) "Long term care facility", for purposes of IC 12-15-39.6, has the meaning set forth in IC 12-15-39.6-2.

(b) "Long term care facility", for purposes of IC 12-10-13, has the meaning set forth in IC 12-10-13-3.6.

As added by P.L.139-1993, SEC.3. Amended by P.L.75-1994, SEC.1; P.L.24-1997, SEC.13.

IC 12-7-2-126**Long term care insurance**

Sec. 126. "Long term care insurance", for purposes of IC 12-15-39.6, has the meaning set forth in IC 12-15-39.6-3.

As added by P.L.2-1992, SEC.1. Amended by P.L.24-1997, SEC.14.

IC 12-7-2-126.1**Maintain**

Sec. 126.1. "Maintain", for purposes of IC 12-21-2-3 and IC 12-24-1-7, means that the funding of appropriate placements and services must be continued after the placements and services are created.

As added by P.L.40-1994, SEC.14.

IC 12-7-2-126.3**Long term care services eligibility screen**

Sec. 126.3. "Long term care services eligibility screen", for purposes of IC 12-10-10, has the meaning set forth in IC 12-10-10-4.5.

As added by P.L.150-1995, SEC.3.

IC 12-7-2-126.5**Low income utilization rate**

Sec. 126.5. "Low income utilization rate", for purposes of IC 12-15-16-6, has the meaning set forth in IC 12-15-16-6(a).

As added by P.L.277-1993(ss), SEC.68.

IC 12-7-2-127**Managed care provider**

Sec. 127. "Managed care provider", for purposes of IC 12-14-1 through IC 12-14-9.5 and IC 12-15 (except IC 12-15-21, IC 12-15-33, and IC 12-15-34) means either of the following:

(1) A physician licensed under IC 25-22.5 who:

(A) is primarily engaged in general practice, family practice,

internal medicine, pediatric medicine, or obstetrics and gynecology; and

(B) has entered into a provider agreement for the provision of physician services under IC 12-15-11-4.

(2) A partnership, corporation, or other entity that:

(A) employs or contracts with physicians licensed under IC 25-22.5 who are primarily engaged in general practice, family practice, internal medicine, pediatric medicine, or obstetrics and gynecology; and

(B) has entered into a provider agreement for the provision of physician services under IC 12-15-11-4.

As added by P.L.2-1992, SEC.1. Amended by P.L.40-1994, SEC.15; P.L.6-1995, SEC.4; P.L.273-1999, SEC.77; P.L.215-2001, SEC.27; P.L.143-2011, SEC.7.

IC 12-7-2-127.5

Medicaid inpatient utilization rate

Sec. 127.5. "Medicaid inpatient utilization rate", for purposes of IC 12-15-16-6, has the meaning set forth in IC 12-15-16-6(b).

As added by P.L.277-1993(ss), SEC.69.

IC 12-7-2-128

Medicaid program

Sec. 128. "Medicaid program" refers to the program established under IC 12-15.

As added by P.L.2-1992, SEC.1.

IC 12-7-2-128.5

Medical institution

Sec. 128.5. "Medical institution", for purposes of IC 12-15-8.5, has the meaning set forth in IC 12-15-8.5-1.

As added by P.L.178-2002, SEC.79.

IC 12-7-2-129

Member

Sec. 129. "Member", for purposes of IC 12-8-2, has the meaning set forth in IC 12-8-2-2.

As added by P.L.2-1992, SEC.1.

IC 12-7-2-129.2

Member of the applicant's household

Sec. 129.2. "Member of the applicant's household", for purposes of IC 12-20-6-0.5, has the meaning set forth in IC 12-20-6-0.5.

As added by P.L.2-1996, SEC.231.

IC 12-7-2-129.5

Repealed

(Repealed by P.L.145-2006, SEC.376.)

IC 12-7-2-130

Mental illness

Sec. 130. "Mental illness" means the following:

(1) For purposes of IC 12-23-5, IC 12-24, and IC 12-26, a psychiatric disorder that:

(A) substantially disturbs an individual's thinking, feeling, or behavior; and

(B) impairs the individual's ability to function.

The term includes mental retardation, alcoholism, and addiction to narcotics or dangerous drugs.

(2) For purposes of IC 12-28-4 and IC 12-28-5, a psychiatric disorder that:

(A) substantially disturbs an individual's thinking, feeling, or behavior; and

(B) impairs the individual's ability to function.

The term does not include developmental disability.

As added by P.L.2-1992, SEC.1.

IC 12-7-2-131**Repealed**

(Repealed by P.L.99-2007, SEC.224.)

IC 12-7-2-131.3**Missing endangered adult**

Sec. 131.3. "Missing endangered adult", for purposes of IC 12-10-18, means an individual at least eighteen (18) years of age who is reported missing to a law enforcement agency and is, or is believed to be:

(1) a temporary or permanent resident of Indiana;

(2) at a location that cannot be determined by an individual familiar with the missing individual; and

(3) incapable of returning to the missing individual's residence without assistance by reason of:

(A) mental illness;

(B) mental retardation;

(C) dementia; or

(D) another physical or mental incapacity of managing or directing the management of the individual's property or providing or directing the provision of self-care.

As added by P.L.140-2005, SEC.1.

IC 12-7-2-131.5**Monitor**

Sec. 131.5. "Monitor", for the purposes of IC 12-17.2, means observation to determine the licensee's continuing compliance with IC 12-17.2.

As added by P.L.20-1992, SEC.19; P.L.81-1992, SEC.20. Amended by P.L.1-1993, SEC.88; P.L.145-2006, SEC.55.

IC 12-7-2-132**Repealed**

(Repealed by P.L.272-1999, SEC.66.)

IC 12-7-2-132.2

"Noninstitutional provider"

Sec. 132.2. "Noninstitutional provider", for purposes of IC 12-15-13-3.5, has the meaning set forth in IC 12-15-13-3.5(a).

As added by P.L.229-2011, SEC.110.

IC 12-7-2-132.5

Nonprofit corporation

Sec. 132.5. "Nonprofit corporation", for purposes of IC 12-31, has the meaning set forth in IC 12-31-1-1.

As added by P.L.134-2008, SEC.5.

IC 12-7-2-133

Nursing facility

Sec. 133. "Nursing facility" has the meaning set forth in 42 U.S.C. 1396r(a).

As added by P.L.2-1992, SEC.1.

IC 12-7-2-133.5

Repealed

(Repealed by P.L.145-2006, SEC.376.)

IC 12-7-2-134

Office

Sec. 134. "Office" means the following:

- (1) Except as provided in subdivisions (2) through (4), the office of Medicaid policy and planning established by IC 12-8-6-1.
- (2) For purposes of IC 12-10-13, the meaning set forth in IC 12-10-13-4.
- (3) For purposes of IC 12-15-13, the meaning set forth in IC 12-15-13-0.4.
- (4) For purposes of IC 12-17.6, the meaning set forth in IC 12-17.6-1-4.

As added by P.L.2-1992, SEC.1. Amended by P.L.108-1997, SEC.1; P.L.58-1998, SEC.1; P.L.273-1999, SEC.165; P.L.283-2001, SEC.15; P.L.255-2003, SEC.12; P.L.117-2008, SEC.1.

IC 12-7-2-135

Office of the secretary

Sec. 135. "Office of the secretary" refers to the office of the secretary of family and social services established by IC 12-8-1-1.

As added by P.L.2-1992, SEC.1.

IC 12-7-2-135.3

Ombudsman

Sec. 135.3. "Ombudsman", for purposes of IC 12-10-13, has the meaning set forth in IC 12-10-13-4.5.

As added by P.L.139-1993, SEC.4.

IC 12-7-2-135.4

Operator

Sec. 135.4. "Operator", for purposes of IC 12-10-15, has the meaning set forth in IC 12-10-15-4.

As added by P.L.73-1998, SEC.4.

IC 12-7-2-135.5

Overutilization or under utilization

Sec. 135.5. "Overutilization or under utilization", for purposes of IC 12-15-35, has the meaning set forth in IC 12-15-35-10.

As added by P.L.75-1992, SEC.10.

IC 12-7-2-135.6

Opioid treatment program

Sec. 135.6. "Opioid treatment program" means a program through which opioid agonist medication is dispensed to an individual in the treatment of opiate addiction and for which certification is required under 42 CFR Part 8.

As added by P.L.116-2008, SEC.1.

IC 12-7-2-136

Patient

Sec. 136. "Patient" means the following:

- (1) For purposes of IC 12-24-1-4, an individual who is admitted to a state institution for observation, diagnosis, or treatment.
- (2) For purposes of IC 12-24-7, the meaning set forth in IC 12-24-7-1.
- (3) For purposes of IC 12-24-6, IC 12-24-13, IC 12-24-14, and IC 12-24-15, an individual with a mental illness, an individual who appears to have a mental illness, or an individual with mental retardation who is:
 - (A) in or under the supervision and control of a state institution; or
 - (B) because of mental illness, under the supervision and control of a circuit, superior, or juvenile court.
- (4) For purposes of IC 12-24-17, the meaning set forth in IC 12-24-17-2.
- (5) For purposes of IC 12-27, an individual receiving mental health services or developmental training. The term includes a client of a service provider.

As added by P.L.2-1992, SEC.1. Amended by P.L.99-2007, SEC.47.

IC 12-7-2-136.5

Patient Protection and Affordable Care Act

Sec. 136.5. "Patient Protection and Affordable Care Act" refers to the federal Patient Protection and Affordable Care Act (P.L. 111-148), as amended by the federal Health Care and Education Reconciliation Act of 2010 (P.L. 111-152), as amended from time to

time, and regulations or guidance issued under those acts.
As added by P.L.160-2011, SEC.4.

IC 12-7-2-137

Person

Sec. 137. (a) "Person", except as provided in subsections (b) and (c), means an association, a corporation, a limited liability company, a governmental entity, an individual, or a partnership.

(b) "Person", for purposes of IC 12-13-14, has the meaning set forth in IC 12-13-14-1.

(c) "Person", for purposes of IC 12-17.2, means an individual who is at least twenty-one (21) years of age, a corporation, a partnership, a voluntary association, or other entity.

As added by P.L.2-1992, SEC.1. Amended by P.L.20-1992, SEC.20; P.L.81-1992, SEC.21; P.L.1-1993, SEC.89; P.L.8-1993, SEC.181; P.L.257-1997(ss), SEC.5; P.L.145-2006, SEC.56.

IC 12-7-2-137.3

Personal services attendant

Sec. 137.3. "Personal services attendant", for purposes of IC 12-10-17.1, has the meaning set forth in IC 12-10-17.1-8.

As added by P.L.255-2001, SEC.7. Amended by P.L.141-2006, SEC.22.

IC 12-7-2-137.7

Pharmacist

Sec. 137.7. "Pharmacist", for purposes of IC 12-15-35, has the meaning set forth in IC 12-15-35-11.

As added by P.L.75-1992, SEC.11.

IC 12-7-2-138

Physician

Sec. 138. "Physician" means the following:

(1) For purposes of IC 12-10-17.1 and IC 12-15-35, an individual who is licensed to practice medicine in Indiana under IC 25-22.5.

(2) For purposes of IC 12-26, either of the following:

(A) An individual who holds a license to practice medicine under IC 25-22.5.

(B) A medical officer of the United States government who is in Indiana performing the officer's official duties.

As added by P.L.2-1992, SEC.1. Amended by P.L.75-1992, SEC.12; P.L.255-2001, SEC.8; P.L.141-2006, SEC.23.

IC 12-7-2-139

Physician services

Sec. 139. "Physician services" means the following:

(1) For purposes of IC 12-15-11, the meaning set forth in IC 12-15-11-1.

(2) For purposes of IC 12-15-12, services provided by an

individual licensed under IC 25-22.5 while engaged in the practice of medicine (as defined in IC 25-22.5-1-1.1(a)).
As added by P.L.2-1992, SEC.1.

IC 12-7-2-139.1

Repealed

(Repealed by P.L.273-1999, SEC.181.)

IC 12-7-2-140

Repealed

(Repealed by P.L.145-2006, SEC.376.)

IC 12-7-2-140.5

Plan

Sec. 140.5. "Plan", for purposes of IC 12-15-44.2, has the meaning set forth in IC 12-15-44.2-1.

As added by P.L.218-2007, SEC.7. Amended by P.L.3-2008, SEC.90.

IC 12-7-2-141

Planning authority

Sec. 141. "Planning authority", for purposes of IC 12-28-4, has the meaning set forth in IC 12-28-4-2.

As added by P.L.2-1992, SEC.1.

IC 12-7-2-141.2

Planning council

Sec. 141.2. "Planning council", for purposes of IC 12-14-26, has the meaning set forth in IC 12-14-26-1.

As added by P.L.109-1997, SEC.1.

IC 12-7-2-142

Political subdivision

Sec. 142. "Political subdivision", for purposes of the following statutes, has the meaning set forth in IC 36-1-2-13:

- (1) IC 12-8.
- (2) IC 12-13-4.
- (3) IC 12-32-1.

As added by P.L.2-1992, SEC.1. Amended by P.L.171-2011, SEC.11.

IC 12-7-2-142.5

Point of sale terminal

Sec. 142.5. "Point of sale terminal", for purposes of IC 12-13-14, has the meaning set forth in IC 12-13-14-1.

As added by P.L.257-1997(ss), SEC.6.

IC 12-7-2-142.7

Postnatal donation

Sec. 142.7. "Postnatal donation", for purposes of IC 12-31, has the meaning set forth in IC 12-31-1-2.

As added by P.L.134-2008, SEC.6.

IC 12-7-2-142.8**Post-stabilization care services**

Sec. 142.8. "Post-stabilization care services", for purposes of IC 12-15-12, has the meaning set forth in IC 12-15-12-0.7.

As added by P.L.223-2001, SEC.3.

IC 12-7-2-143**Repealed**

(Repealed by P.L.97-2004, SEC.133.)

IC 12-7-2-143.5**Preschool**

Sec. 143.5. "Preschool", for purposes of IC 12-17.2, means a program that provides an educational experience through an age appropriate written curriculum for children at least thirty (30) months of age who are not eligible to enter kindergarten and that:

- (1) conducts sessions for not more than four (4) hours a day;
- (2) enrolls children for only one (1) session a day;
- (3) does not serve meals on the premises;
- (4) maintains a child to staff ratio of not more than fifteen (15) children to one (1) staff member;
- (5) supervises children at all times with a person who is at least eighteen (18) years of age; and
- (6) does not operate for more than ten (10) consecutive days.

As added by P.L.61-1993, SEC.5; P.L.136-1993, SEC.5. Amended by P.L.1-1994, SEC.51.

IC 12-7-2-144**Preschool child care program**

Sec. 144. "Preschool child care program", for purposes of IC 12-17-13, has the meaning set forth in IC 12-17-13-3.

As added by P.L.2-1992, SEC.1.

IC 12-7-2-144.3**Preventative care services**

Sec. 144.3. "Preventative care services", for purposes of IC 12-15-44.2, has the meaning set forth in IC 12-15-44.2-2.

As added by P.L.218-2007, SEC.8. Amended by P.L.3-2008, SEC.91.

IC 12-7-2-144.7**Primary business**

Sec. 144.7. "Primary business", for purposes of IC 12-13-14, has the meaning set forth in IC 12-13-14-1.

As added by P.L.257-1997(ss), SEC.7.

IC 12-7-2-144.9**Repealed**

(Repealed by P.L.145-2006, SEC.376.)

IC 12-7-2-145

Private psychiatric institution

Sec. 145. "Private psychiatric institution", for purposes of IC 12-15-18, has the meaning set forth in IC 12-15-18-3.

As added by P.L.2-1992, SEC.1.

IC 12-7-2-146**Program**

Sec. 146. "Program" refers to the following:

(1) For purposes of IC 12-8-12.5, the meaning set forth in IC 12-8-12.5-1.

(2) For purposes of IC 12-10-7, the adult guardianship services program established by IC 12-10-7-5.

(3) For purposes of IC 12-10-10, the meaning set forth in IC 12-10-10-5.

(4) For purposes of IC 12-17.6, the meaning set forth in IC 12-17.6-1-5.

As added by P.L.2-1992, SEC.1. Amended by P.L.24-1997, SEC.16; P.L.273-1999, SEC.166; P.L.283-2001, SEC.16; P.L.255-2003, SEC.13; P.L.110-2010, SEC.18.

IC 12-7-2-147**Property**

Sec. 147. "Property", for purposes of IC 12-12-1, has the meaning set forth in IC 35-41-1-23.

As added by P.L.2-1992, SEC.1.

IC 12-7-2-147.5**Prospective DUR**

Sec. 147.5. "Prospective DUR", for purposes of IC 12-15-35, has the meaning set forth in IC 12-15-35-13.

As added by P.L.75-1992, SEC.13.

IC 12-7-2-148**Protective services**

Sec. 148. "Protective services", for purposes of IC 12-10-3, has the meaning set forth in IC 12-10-3-5.

As added by P.L.2-1992, SEC.1.

IC 12-7-2-149**Repealed**

(Repealed by P.L.241-2003, SEC.21.)

IC 12-7-2-149.1**Provider**

Sec. 149.1. "Provider" means the following:

(1) For purposes of IC 12-10-7, the meaning set forth in IC 12-10-7-3.

(2) For purposes of the following statutes, an individual, a partnership, a corporation, or a governmental entity that is enrolled in the Medicaid program under rules adopted under

IC 4-22-2 by the office of Medicaid policy and planning:

(A) IC 12-14-1 through IC 12-14-9.5.

(B) IC 12-15, except IC 12-15-32, IC 12-15-33, and IC 12-15-34.

(C) IC 12-17.6.

(3) Except as provided in subdivision (4), for purposes of IC 12-17.2, a person who operates a child care center or child care home under IC 12-17.2.

(4) For purposes of IC 12-17.2-3.5, a person that:

(A) provides child care; and

(B) is directly paid for the provision of the child care under the federal Child Care and Development Fund voucher program administered under 45 CFR 98 and 45 CFR 99.

The term does not include an individual who provides services to a person described in clauses (A) and (B), regardless of whether the individual receives compensation.

(5) For purposes of IC 12-21-1 through IC 12-29-2, an organization:

(A) that:

(i) provides mental health services, as defined under 42 U.S.C. 300x-2(c);

(ii) provides addiction services; or

(iii) provides children's mental health services;

(B) that has entered into a provider agreement with the division of mental health and addiction under IC 12-21-2-7 to provide services in the least restrictive, most appropriate setting; and

(C) that is operated by one (1) of the following:

(i) A city, town, county, or other political subdivision of the state.

(ii) An agency of the state or of the United States.

(iii) A political subdivision of another state.

(iv) A hospital owned or operated by a unit of government or a building authority that is organized for the purpose of constructing facilities to be leased to units of government.

(v) A corporation incorporated under IC 23-7-1.1 (before its repeal August 1, 1991) or IC 23-17.

(vi) An organization that is exempt from federal income taxation under Section 501(c)(3) of the Internal Revenue Code.

(vii) A university or college.

As added by P.L.241-2003, SEC.2. Amended by P.L.145-2006, SEC.57; P.L.143-2011, SEC.8.

IC 12-7-2-150

Psychiatric disorder

Sec. 150. "Psychiatric disorder", for purposes of section 130(2) of this chapter, means a mental disorder or disease. The term does not include the following:

(1) Mental retardation.

- (2) A developmental disability.
- (3) Alcoholism.
- (4) Addiction to narcotic or dangerous drugs.

As added by P.L.2-1992, SEC.1. Amended by P.L.6-1995, SEC.5; P.L.108-1996, SEC.2.

IC 12-7-2-151

Psychiatric hospital

Sec. 151. "Psychiatric hospital", for purposes of section 82 of this chapter, means any of the following:

- (1) A state institution.
- (2) A general hospital:
 - (A) licensed by the state department of health; and
 - (B) that maintains and operates facilities for the observation, care, treatment, and detention of individuals who have a mental illness.
- (3) A private psychiatric hospital licensed by the division of mental health and addiction.

As added by P.L.2-1992, SEC.1. Amended by P.L.215-2001, SEC.28; P.L.99-2007, SEC.48.

IC 12-7-2-152

Repealed

(Repealed by P.L.1-1993, SEC.91.)

IC 12-7-2-153

Public welfare

Sec. 153. (a) "Public welfare", for purposes of the statutes listed in subsection (b), means any form of public welfare or social security provided for in the statutes listed in subsection (b). The term does not include direct township assistance as administered by township trustees under IC 12-20.

- (b) This section applies to the following statutes:
 - (1) IC 12-13.
 - (2) IC 12-14.
 - (3) IC 12-15.
 - (4) IC 12-19.

As added by P.L.2-1992, SEC.1. Amended by P.L.73-2005, SEC.6; P.L.145-2006, SEC.58.

IC 12-7-2-154

Repealed

(Repealed by P.L.20-1992, SEC.47.)

IC 12-7-2-154.8

Qualified entity

Sec. 154.8. "Qualified entity", for purposes of IC 12-15-2.3, has the meaning set forth in IC 12-15-2.3-2.

As added by P.L.58-1998, SEC.4. Amended by P.L.152-2001, SEC.1; P.L.1-2010, SEC.56.

IC 12-7-2-155**Qualified long term care policy**

Sec. 155. "Qualified long term care policy", for purposes of IC 12-15-39.6, has the meaning set forth in IC 12-15-39.6-5.

As added by P.L.2-1992, SEC.1. Amended by P.L.24-1997, SEC.17.

IC 12-7-2-156**Reason to believe**

Sec. 156. "Reason to believe", for purposes of IC 12-10-3, has the meaning set forth in IC 12-10-3-6.

As added by P.L.2-1992, SEC.1.

IC 12-7-2-157**Reasonable means of communication**

Sec. 157. "Reasonable means of communication", for purposes of IC 12-27-3, has the meaning set forth in IC 12-27-3-1.

As added by P.L.2-1992, SEC.1.

IC 12-7-2-158**Recipient**

Sec. 158. "Recipient" means the following:

(1) For purposes of the following statutes, a person who has received or is receiving assistance for the person or another person under any of the following statutes:

- (A) IC 12-10-6.
- (B) IC 12-13.
- (C) IC 12-14.
- (D) IC 12-15.
- (E) IC 12-19.

(2) For purposes of IC 12-20-10 and IC 12-20-11:

- (A) a single individual receiving township assistance; or
- (B) if township assistance is received by a household with at least two (2) individuals, the member of the household most suited to perform available work.

As added by P.L.2-1992, SEC.1. Amended by P.L.272-1999, SEC.19; P.L.73-2005, SEC.7; P.L.145-2006, SEC.59.

IC 12-7-2-158.5**Reentry court program**

Sec. 158.5. "Reentry court program", for purposes of IC 12-14-29, has the meaning set forth in IC 12-14-29-1.

As added by P.L.92-2005, SEC.1.

IC 12-7-2-159**Region**

Sec. 159. "Region", for purposes of IC 12-10-7, has the meaning set forth in IC 12-10-7-4.

As added by P.L.2-1992, SEC.1.

IC 12-7-2-160

Rehabilitation

Sec. 160. (a) "Rehabilitation", for purposes of the statutes listed in subsection (b), means a process of providing services to meet the current and future needs of persons with disabilities so that the individuals may prepare for and engage in gainful employment to the extent of their capabilities, as provided in 29 U.S.C. 720.

(b) This section applies to the following statutes:

- (1) IC 12-8-1-11.
- (2) IC 12-12-1.
- (3) IC 12-12-3.
- (4) IC 12-12-6.

As added by P.L.2-1992, SEC.1. Amended by P.L.138-1993, SEC.2; P.L.23-1993, SEC.40; P.L.49-1997, SEC.42; P.L.272-1999, SEC.20.

IC 12-7-2-161**Rehabilitation center**

Sec. 161. "Rehabilitation center", for purposes of IC 12-12-3, refers to the rehabilitation center established under IC 12-12-3-1.

As added by P.L.2-1992, SEC.1. Amended by P.L.49-1997, SEC.43.

IC 12-7-2-162**Rehabilitation engineering**

Sec. 162. "Rehabilitation engineering", for purposes of IC 12-12-6, has the meaning set forth in IC 12-12-6-1.

As added by P.L.2-1992, SEC.1.

IC 12-7-2-162.5**Related**

Sec. 162.5. "Related", for purposes of IC 12-17.2, means any of the following relationships to an individual who is less than eighteen (18) years of age by marriage, blood, or adoption:

- (1) Parent.
- (2) Grandparent.
- (3) Brother.
- (4) Sister.
- (5) Stepparent.
- (6) Stepgrandparent.
- (7) Stepbrother.
- (8) Stepsister.
- (9) First cousin.
- (10) Uncle.
- (11) Aunt.

As added by P.L.20-1992, SEC.22 and P.L.81-1992, SEC.23. Amended by P.L.1-1993, SEC.92; P.L.145-2006, SEC.60.

IC 12-7-2-163**Repealed**

(Repealed by P.L.139-1993, SEC.24.)

IC 12-7-2-163.5

Request for proposals

Sec. 163.5. "Request for proposals", for purposes of IC 12-8-12, has the meaning set forth in IC 12-8-12-3.

As added by P.L.46-1995, SEC.4. Amended by P.L.2-1997, SEC.32.

IC 12-7-2-164**Resident**

Sec. 164. "Resident" has the following meaning:

(1) For purposes of IC 12-10-15, the meaning set forth in IC 12-10-15-5.

(2) For purposes of IC 12-16, except IC 12-16-1, an individual who has actually resided in Indiana for at least ninety (90) days.

(3) For purposes of IC 12-20-8, the meaning set forth in IC 12-20-8-1.

(4) For purposes of IC 12-24-5, the meaning set forth in IC 12-24-5-1.

As added by P.L.2-1992, SEC.1. Amended by P.L.73-1998, SEC.5; P.L.283-2001, SEC.18; P.L.120-2002, SEC.12; P.L.255-2003, SEC.15.

IC 12-7-2-165**Residential facility**

Sec. 165. "Residential facility", for purposes of IC 12-28-4 and IC 12-28-5, refers to a residential facility for individuals with a developmental disability.

As added by P.L.2-1992, SEC.1. Amended by P.L.99-2007, SEC.49; P.L.143-2011, SEC.9.

IC 12-7-2-166**Residential facility for individuals with a developmental disability**

Sec. 166. "Residential facility for individuals with a developmental disability", for purposes of IC 12-28-4 and IC 12-28-5, means a facility that provides residential services for individuals with a developmental disability in a program described in IC 12-11-1.1-1(e)(1) or IC 12-11-1.1-1(e)(2).

As added by P.L.2-1992, SEC.1. Amended by P.L.23-1992, SEC.2; P.L.272-1999, SEC.21; P.L.99-2007, SEC.50.

IC 12-7-2-167**Repealed**

(Repealed by P.L.143-2011, SEC.31.)

IC 12-7-2-168**Respite care**

Sec. 168. "Respite care" means, for purposes of IC 12-10-5, temporary care or supervision of an individual with Alzheimer's disease or a related senile dementia that is provided because the individual's family or caretaker is temporarily unable or unavailable to provide needed care.

As added by P.L.2-1992, SEC.1. Amended by P.L.272-1999, SEC.22;

P.L.143-2011, SEC.10; P.L.153-2011, SEC.3.

IC 12-7-2-169

Responsible party

Sec. 169. (a) "Responsible party", for purposes of IC 12-24-6, IC 12-24-13, IC 12-24-14, and IC 12-24-15 means any of the following:

- (1) The patient.
- (2) The parents of the patient if the patient is not more than eighteen (18) years of age.
- (3) The spouse of the patient.
- (4) The estate of the patient.
- (5) A legal guardian of the patient in the guardian's representative capacity.
- (6) A trustee of the patient if the trust authorizes payment for the care, treatment, maintenance, or support of the patient.

(b) The term does not include the children of the patient.

As added by P.L.2-1992, SEC.1.

IC 12-7-2-169.3

Retailer

Sec. 169.3. "Retailer", for purposes of IC 12-13-14, has the meaning set forth in IC 12-13-14-1.

As added by P.L.257-1997(ss), SEC.8.

IC 12-7-2-169.5

Retrospective DUR

Sec. 169.5. "Retrospective DUR", for purposes of IC 12-15-35, has the meaning set forth in IC 12-15-35-14.

As added by P.L.75-1992, SEC.14.

IC 12-7-2-169.9

School

Sec. 169.9. "School", for purposes of IC 12-14-2-23, has the meaning set forth in IC 12-14-2-23(b).

As added by P.L.46-1995, SEC.5.

IC 12-7-2-170

School age child care program

Sec. 170. "School age child care program", for purposes of IC 12-17-12, has the meaning set forth in IC 12-17-12-5.

As added by P.L.2-1992, SEC.1.

IC 12-7-2-171

School corporation

Sec. 171. "School corporation", for purposes of IC 12-17-12, has the meaning set forth in IC 12-17-12-6.

As added by P.L.2-1992, SEC.1.

IC 12-7-2-172

Secretary

Sec. 172. (a) Except as provided in subsection (b), "secretary" refers to the secretary of family and social services appointed under IC 12-8-1-2.

(b) "Secretary", for purposes of IC 12-13-14, has the meaning set forth in IC 12-13-14-1.

As added by P.L.2-1992, SEC.1. Amended by P.L.2-1997, SEC.33.

IC 12-7-2-172.5**Repealed**

(Repealed by P.L.1-1993, SEC.93.)

IC 12-7-2-173**Repealed**

(Repealed by P.L.81-1992, SEC.40.)

IC 12-7-2-174**Repealed**

(Repealed by P.L.145-2006, SEC.376.)

IC 12-7-2-174.5**Self-directed in-home health care**

Sec. 174.5. "Self-directed in-home health care", for purposes of IC 12-10-17.1, has the meaning set forth in IC 12-10-17.1-9.

As added by P.L.255-2001, SEC.9. Amended by P.L.141-2006, SEC.24.

IC 12-7-2-174.8**Endangered adult medical alert**

Sec. 174.8. "Endangered adult medical alert" means an alert indicating that law enforcement officials are searching for a missing endangered adult.

As added by P.L.140-2005, SEC.2.

IC 12-7-2-175**Service provider**

Sec. 175. "Service provider", for purposes of IC 12-27, means any of the following:

- (1) A state institution.
- (2) A private psychiatric hospital licensed under IC 12-25.
- (3) A community mental health center.
- (4) A community mental retardation and other developmental disabilities center.
- (5) A service provider certified by the division of mental health and addiction to provide substance abuse treatment programs.
- (6) A service provider or program receiving money from or through a division.
- (7) Any other service provider, hospital, clinic, program, agency, or private practitioner if the individual receiving mental health services or developmental training was admitted without

the individual's consent.

(8) A managed care provider (as defined in IC 12-7-2-127(b)).
As added by P.L.2-1992, SEC.1. Amended by P.L.40-1994, SEC.16; P.L.215-2001, SEC.29.

IC 12-7-2-176

Services

Sec. 176. "Services" means the following:

(1) For purposes of IC 12-10-1 and IC 12-10-2, those services designed to provide assistance to the aged and the aging, including the following:

- (A) Nutritional programs.
- (B) Facilities improvement.
- (C) Transportation services.
- (D) Senior volunteer programs.
- (E) Supplementary health services.
- (F) Programs for leisure time activities.
- (G) Housing and employment counseling.
- (H) Informational, referral, and counseling programs to aid the aging and aged in availing themselves of existing services intended to aid the aged in attaining and maintaining self-sufficiency, personal well-being, and maximum participation in community life.

(I) Other services required under regulations established under the Older Americans Act (42 U.S.C. 3001 et seq.).

(2) For purposes of IC 12-28-1, the meaning set forth in IC 12-28-1-4.

As added by P.L.2-1992, SEC.1.

IC 12-7-2-177

Shelter

Sec. 177. (a) "Shelter", for purposes of IC 12-20, means a house, a mobile home, an apartment, a group of rooms, or a single room that is occupied or is intended for occupancy as separate living quarters where the occupant or intended occupant:

- (1) does not live and eat with any other individual in the building; and
- (2) has direct access to the occupant's living quarters from the outside of the building or through a common hall.

(b) Notwithstanding subsection (a), "shelter", for purposes of IC 12-20-17-2, has the meaning set forth in IC 12-20-17-2.

As added by P.L.2-1992, SEC.1. Amended by P.L.51-1996, SEC.9.

IC 12-7-2-178

Repealed

(Repealed by P.L.81-1992, SEC.40.)

IC 12-7-2-178.1

Repealed

(Repealed by P.L.1-2009, SEC.174.)

IC 12-7-2-178.5**Single source drug**

Sec. 178.5. "Single source drug" means an outpatient drug that is produced or distributed under an original new drug application approved by the federal Food and Drug Administration, including a drug product marketed by any cross-licensed producers or distributors operating under the new drug application.

As added by P.L.76-1994, SEC.1. Amended by P.L.6-2002, SEC.2 and P.L.107-2002, SEC.7.

IC 12-7-2-178.8**Smoking**

Sec. 178.8. "Smoking", for purposes of IC 12-24-2-8, has the meaning set forth in IC 16-41-37-3.

As added by P.L.110-1997, SEC.1.

IC 12-7-2-179**Social Services Block Grant**

Sec. 179. "Social Services Block Grant" refers to the block grant under 42 U.S.C. 1397 et seq.

As added by P.L.2-1992, SEC.1.

IC 12-7-2-180**Solicitation**

Sec. 180. "Solicitation", for purposes of IC 12-15-25-1, has the meaning set forth in IC 12-15-25-1.

As added by P.L.2-1992, SEC.1.

IC 12-7-2-180.1**Special needs**

Sec. 180.1. "Special needs", for purposes of IC 12-10.5, has the meaning set forth in IC 12-10.5-1-2.

As added by P.L.274-2003, SEC.4.

IC 12-7-2-180.2**Repealed**

(Repealed by P.L.145-2006, SEC.376.)

IC 12-7-2-180.3**Special skilled services**

Sec. 180.3. "Special skilled services", for the purposes of IC 12-15-36, has the meaning set forth in IC 12-15-36-3.

As added by P.L.76-1992, SEC.2.

IC 12-7-2-180.5**Standards**

Sec. 180.5. "Standards", for purposes of IC 12-15-35, has the meaning set forth in IC 12-15-35-15.

As added by P.L.75-1992, SEC.15.

IC 12-7-2-181**Repealed**

(Repealed by P.L.1-1993, SEC.95.)

IC 12-7-2-182**State developmental center**

Sec. 182. "State developmental center", for purposes of IC 12-11-2.1, refers to an institution listed in IC 12-24-1-1.

As added by P.L.2-1992, SEC.1. Amended by P.L.272-1999, SEC.23.

IC 12-7-2-183**Repealed**

(Repealed by P.L.49-1997, SEC.86.)

IC 12-7-2-184**State institution**

Sec. 184. (a) "State institution" means an institution:

- (1) owned or operated by the state;
- (2) for the observation, care, treatment, or detention of an individual; and
- (3) under the administrative control of a division.

(b) The term includes the following:

- (1) Evansville State Hospital.
- (2) Evansville State Psychiatric Treatment Center for Children.
- (3) Fort Wayne State Developmental Center.
- (4) Larue D. Carter Memorial Hospital.
- (5) Logansport State Hospital.
- (6) Madison State Hospital.
- (7) Richmond State Hospital.

As added by P.L.2-1992, SEC.1. Amended by P.L.272-1999, SEC.24; P.L.141-2006, SEC.25.

IC 12-7-2-184.3**State match**

Sec. 184.3. "State match", for purposes of IC 12-8-12.5, means funding that counts toward the state's maintenance of effort under TANF (45 CFR 265) to obtain the maximum reimbursement available to the state from the TANF emergency fund under Division B, Title II, Subtitle B of the federal American Recovery and Reinvestment Act of 2009.

As added by P.L.110-2010, SEC.19.

IC 12-7-2-184.5**State of Indiana general educational development (GED) diploma**

Sec. 184.5. "State of Indiana general educational development (GED) diploma", for purposes of IC 12-14-5, has the meaning set forth in IC 12-14-5-2.

As added by P.L.1-2007, SEC.109.

IC 12-7-2-185

State ombudsman

Sec. 185. "State ombudsman", for purposes of IC 12-10-13, has the meaning set forth in IC 12-10-13-6.

As added by P.L.2-1992, SEC.1.

IC 12-7-2-185.5**State or local public benefit**

Sec. 185.5. "State or local public benefit", for purposes of IC 12-32-1, has the meaning set forth in IC 12-32-1-3.

As added by P.L.171-2011, SEC.12.

IC 12-7-2-186**State plan**

Sec. 186. "State plan", for purposes of IC 12-8-6, refers to the state Medicaid plan for the Medicaid program.

As added by P.L.2-1992, SEC.1.

IC 12-7-2-186.5**Repealed**

(Repealed by P.L.145-2006, SEC.376.)

IC 12-7-2-187**Repealed**

(Repealed by P.L.90-2002, SEC.528.)

IC 12-7-2-188**Superintendent**

Sec. 188. "Superintendent" has the following meaning:

(1) For purposes of IC 12-24, the term refers to the administrative head of a state institution appointed under IC 12-24-2-2.

(2) For purposes of IC 12-24-6, IC 12-24-15, and IC 12-24-17, the term includes:

(A) an employee; or

(B) an individual who holds a license to practice medicine under IC 25-22.5;

designated as a deputy or an agent of the individual described in subdivision (1).

(3) For purposes of IC 12-26, the term means the chief administrative officer of a facility and includes the chief administrative officer's designee.

As added by P.L.2-1992, SEC.1.

IC 12-7-2-188.3**Supervised group living facility**

Sec. 188.3. "Supervised group living facility", for purposes of IC 12-28-4 and IC 12-28-5, refers to a supervised group living facility for individuals with a developmental disability.

As added by P.L.6-1995, SEC.7. Amended by P.L.111-1997, SEC.1; P.L.99-2007, SEC.52.

IC 12-7-2-188.5**Supervised group living facility for individuals with a developmental disability**

Sec. 188.5. "Supervised group living facility for individuals with a developmental disability", for purposes of IC 12-28-4 and IC 12-28-5, refers to a supervised group living facility for individuals with a developmental disability in a program described in IC 12-11-1.1-1(e)(1).

As added by P.L.6-1995, SEC.8. Amended by P.L.272-1999, SEC.25; P.L.99-2007, SEC.53.

IC 12-7-2-188.7**Repealed**

(Repealed by P.L.143-2011, SEC.31.)

IC 12-7-2-189**Support**

Sec. 189. "Support", for purposes of IC 12-20-25-41 has the meaning set forth in IC 12-20-25-41.

As added by P.L.2-1992, SEC.1.

IC 12-7-2-189.3**Supportive services**

Sec. 189.3. "Supportive services", for purposes of IC 12-10-15, has the meaning set forth in IC 12-10-15-6.

As added by P.L.73-1998, SEC.6.

IC 12-7-2-189.5**SURS**

Sec. 189.5. "SURS", for purposes of IC 12-15-35, has the meaning set forth in IC 12-15-35-16.

As added by P.L.75-1992, SEC.16.

IC 12-7-2-189.7**TANF**

Sec. 189.7. "TANF", for purposes of IC 12-20 and IC 12-8-12.5, refers to the federal Temporary Assistance for Needy Families program under 42 U.S.C. 601 et seq.

As added by P.L.180-2005, SEC.2. Amended by P.L.110-2010, SEC.20.

IC 12-7-2-189.8**TANF program**

Sec. 189.8. "TANF program" refers to the federal Temporary Assistance for Needy Families program under 42 U.S.C. 601 et seq.

As added by P.L.92-2005, SEC.2.

IC 12-7-2-190**Task force**

Sec. 190. "Task force", for purposes of IC 12-10-5, has the

meaning set forth in IC 12-10-5-1.
As added by P.L.2-1992, SEC.1.

IC 12-7-2-190.5

Therapeutic appropriateness

Sec. 190.5. "Therapeutic appropriateness", for purposes of IC 12-15-35, has the meaning set forth in IC 12-15-35-17.
As added by P.L.75-1992, SEC.17.

IC 12-7-2-190.6

Therapeutic classification; therapeutic category

Sec. 190.6. "Therapeutic classification" or "therapeutic category", for purposes of IC 12-15-35, has the meaning set forth in IC 12-15-35-17.5.
As added by P.L.107-2002, SEC.8.

IC 12-7-2-190.7

Therapeutic duplication

Sec. 190.7. "Therapeutic duplication", for purposes of IC 12-15-35, has the meaning set forth in IC 12-15-35-18.
As added by P.L.75-1992, SEC.18.

IC 12-7-2-190.8

Repealed

(Repealed by P.L.145-2006, SEC.376.)

IC 12-7-2-190.9

Title IV-A

Sec. 190.9. "Title IV-A" refers to Title IV-A of the federal Social Security Act.
As added by P.L.257-1997(ss), SEC.9.

IC 12-7-2-191

Title IV-A Agency

Sec. 191. "Title IV-A Agency", for purposes of IC 12-17, refers to the division of family resources.
As added by P.L.2-1992, SEC.1. Amended by P.L.145-2006, SEC.61.

IC 12-7-2-192

Repealed

(Repealed by P.L.145-2006, SEC.376.)

IC 12-7-2-192.3

Total number of households containing township assistance recipients

Sec. 192.3. "Total number of households containing township assistance recipients", for purposes of IC 12-20-28-3, has the meaning set forth in IC 12-20-28-3(c).
As added by P.L.51-1996, SEC.10. Amended by P.L.73-2005, SEC.8; P.L.180-2005, SEC.3; P.L.1-2006, SEC.184.

IC 12-7-2-192.4**Total number of recipients**

Sec. 192.4. "Total number of recipients", for purposes of IC 12-20-28-3, has the meaning set forth in IC 12-20-28-3(d).

As added by P.L.51-1996, SEC.11. Amended by P.L.180-2005, SEC.4.

IC 12-7-2-192.5**Total number of requests for assistance**

Sec. 192.5. "Total number of requests for assistance", for purposes of IC 12-20-28-3, has the meaning set forth in IC 12-20-28-3(e).

As added by P.L.51-1996, SEC.12. Amended by P.L.180-2005, SEC.5.

IC 12-7-2-192.7**Repealed**

(Repealed by P.L.143-2008, SEC.15.)

IC 12-7-2-193**Treatment by the department**

Sec. 193. "Treatment by the department", for purposes of IC 12-23, means treatment in a treatment program within Indiana that is certified under IC 12-23-1-6.

As added by P.L.2-1992, SEC.1.

IC 12-7-2-194**Treatment team**

Sec. 194. "Treatment team", for purposes of IC 12-24-7, has the meaning set forth in IC 12-24-7-2.

As added by P.L.2-1992, SEC.1.

IC 12-7-2-194.5**Trustees**

Sec. 194.5. "Trustees", for purposes of IC 12-15-18, has the meaning set forth in IC 12-15-18-3.5.

As added by P.L.27-1992, SEC.9.

IC 12-7-2-195**Tuberculosis**

Sec. 195. "Tuberculosis", for purposes of IC 12-30-7-27, has the meaning set forth in IC 12-30-7-27.

As added by P.L.2-1992, SEC.1.

IC 12-7-2-196**Unit**

Sec. 196. "Unit", for purposes of IC 12-12-7, has the meaning set forth in IC 12-12-7-1.

As added by P.L.2-1992, SEC.1.

IC 12-7-2-196.5**Unrestricted access**

Sec. 196.5. "Unrestricted access", for purposes of IC 12-15-35.5, has the meaning set forth in IC 12-15-35.5-2.5.

As added by P.L.107-2002, SEC.9.

IC 12-7-2-197**Vending machines**

Sec. 197. "Vending facilities", for purposes of IC 12-12-5, means automatic vending machines and snack bars and the auxiliary equipment necessary for the sale of newspapers, periodicals, confections, tobacco products, foods, beverages, and other articles or services dispensed automatically or manually and prepared on or off the premises in accordance with all applicable health laws.

As added by P.L.2-1992, SEC.1.

IC 12-7-2-198**Visually impaired**

Sec. 198. (a) "Visually impaired", for purposes of the statutes listed in subsection (b), refers to an individual who has a visual acuity between 20/60 and 20/200 in the individual's better eye with the best correction or a corresponding loss in visual field.

(b) This section applies to the following statutes:

(1) IC 12-12-1.

(2) IC 12-12-3.

As added by P.L.2-1992, SEC.1.

IC 12-7-2-199**Vocational rehabilitation services**

Sec. 199. "Vocational rehabilitation services", for purposes of IC 12-28-1, has the meaning set forth in IC 12-28-1-5.

As added by P.L.2-1992, SEC.1.

IC 12-7-2-199.2**Volunteer; volunteers**

Sec. 199.2. "Volunteer" or "volunteers", for purposes of IC 12-17.2-3.5, has the meaning set forth in IC 12-17.2-3.5-1.7.

As added by P.L.18-2003, SEC.5.

IC 12-7-2-199.3**Repealed**

(Repealed by P.L.18-2003, SEC.34.)

IC 12-7-2-199.5**Voucher payment**

Sec. 199.5. "Voucher payment", for purposes of IC 12-17.2-3.5, has the meaning set forth in IC 12-17.2-3.5-3.

As added by P.L.247-2001, SEC.2.

IC 12-7-2-200

Warrant

Sec. 200. (a) "Warrant", for purposes of the statutes listed in subsection (b), means an instrument that is:

- (1) the equivalent of a money payment; and
- (2) immediately convertible into cash by the payee for the full face amount of the instrument.

(b) This section applies to the following statutes:

- (1) IC 12-10-6.
- (2) IC 12-13.
- (3) IC 12-14.
- (4) IC 12-15.
- (5) IC 12-19.

As added by P.L.2-1992, SEC.1. Amended by P.L.145-2006, SEC.62.

IC 12-7-2-200.4**Waste**

Sec. 200.4. "Waste", for purposes of IC 12-15-35.5, has the meaning set forth in IC 12-15-35.5-2.6.

As added by P.L.11-2010, SEC.1.

IC 12-7-2-200.5**Wasted resources**

Sec. 200.5. "Wasted resources", for purposes of IC 12-20, means:

- (1) the amount of money or resources expended by an applicant or an adult member of an applicant's household seeking township assistance during the thirty (30) days before the date of application for township assistance for items or services that are not basic necessities;
- (2) income, resources, or tax supported services lost or reduced as a result of a voluntary act during the sixty (60) days before the date of application for township assistance by an adult member of an applicant's household unless the adult member can establish a good reason for the act; or
- (3) lump sum amounts of money or resources from tax refunds, lawsuits, inheritances, or pension payments of at least four hundred dollars (\$400) that are expended by:

- (A) an applicant seeking township assistance; or
- (B) an adult member of the applicant's household;

during the one hundred eighty (180) days immediately preceding the date of application for township assistance for items or services that are not basic necessities if, at the time of the expenditure, there were amounts due and owing for items or services constituting basic necessities.

As added by P.L.51-1996, SEC.13. Amended by P.L.262-2003, SEC.1; P.L.73-2005, SEC.9.

IC 12-7-2-201**Repealed**

(Repealed by P.L.145-2006, SEC.376.)