

## **IC 16-31-8**

### Chapter 8. Emergency Medical Services Restitution Fund

#### **IC 16-31-8-1**

##### **Establishment of fund; purpose**

Sec. 1. The emergency medical services restitution fund is established for the purpose of reimbursing persons who:

- (1) are certified under IC 16-31-3; and
- (2) provided emergency medical services to individuals injured as a result of an accident caused by an individual who:
  - (A) was operating a vehicle while intoxicated at the time the accident occurred; and
  - (B) was subsequently convicted under IC 9-30-5 of that offense.

*As added by P.L.2-1993, SEC.14.*

#### **IC 16-31-8-2**

##### **Administration of fund**

Sec. 2. The department of homeland security shall administer the fund. The expenses of administering the fund shall be paid from money in the fund.

*As added by P.L.2-1993, SEC.14. Amended by P.L.1-2006, SEC.303.*

#### **IC 16-31-8-3**

##### **Reversion of unused money; transfer of excess money**

Sec. 3. Money remaining in the fund at the end of a state fiscal year does not revert to the state general fund. However, if the money in the fund at the close of a particular fiscal year exceeds ten thousand dollars (\$10,000), the treasurer of state shall transfer the excess from the fund into the emergency medical services education fund established under IC 16-31-7.

*As added by P.L.2-1993, SEC.14.*

#### **IC 16-31-8-4**

##### **Reimbursement from fund; conditions**

Sec. 4. A person is entitled to reimbursement from the fund for emergency medical services provided under section 1(2) of this chapter if the following conditions are met:

- (1) The person files with the commission a claim not more than one hundred eighty (180) days after the entry of a conviction under IC 9-30-5 of the individual who caused the accident necessitating the emergency medical services.
- (2) The court, as part of the entry of conviction, has ordered the individual to make restitution for emergency medical services under IC 9-30-5-17.
- (3) The commission has received a copy of the order for restitution as required under IC 9-30-5-17.
- (4) The fund has been paid the restitution ordered by the court under IC 9-30-5-17.

*As added by P.L.2-1993, SEC.14.*

**IC 16-31-8-5**

**Schedule of costs**

Sec. 5. (a) The commission shall prepare a schedule of costs for the following:

- (1) Emergency medical services.
- (2) Administering a claim made against the fund.

The schedule must be based on the different levels of emergency response required in the types of accidents caused by operators of motor vehicles who are intoxicated.

(b) The commission shall distribute the schedule to all courts in Indiana having jurisdiction over individuals who have been charged with an offense under IC 9-30-5.

*As added by P.L.2-1993, SEC.14.*