



March 8, 2017

ENGROSSED HOUSE BILL No. 1102

DIGEST OF HB 1102 (Updated March 6, 2017 11:32 am - DI 104)

Citations Affected: IC 12-7; IC 12-11.

Synopsis: Task force to assess services. Establishes a task force for assessment of services and supports for people with intellectual and other developmental disabilities. Specifies the composition, duties, and governance structure of the task force.

Effective: Upon passage.

Clere, Brown T, Klinker, Summers

(SENATE SPONSORS — GROOMS, BECKER, BREAUX, LANANE)

January 5, 2017, read first time and referred to Committee on Family, Children and Human Affairs.

January 18, 2017, reported — Do Pass.

January 23, 2017, read second time, ordered engrossed. Engrossed.

January 24, 2017, read third time, passed. Yeas 90, nays 0.

SENATE ACTION

February 20, 2017, read first time and referred to Committee on Family and Children Services.

March 7, 2017, amended, reported favorably — Do Pass.

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March 8, 2017

First Regular Session of the 120th General Assembly (2017)

PRINTING CODE. Amendments: Whenever an existing statute (or a section of the Indiana Constitution) is being amended, the text of the existing provision will appear in this style type, additions will appear in **this style type**, and deletions will appear in ~~this style type~~.

Additions: Whenever a new statutory provision is being enacted (or a new constitutional provision adopted), the text of the new provision will appear in **this style type**. Also, the word **NEW** will appear in that style type in the introductory clause of each SECTION that adds a new provision to the Indiana Code or the Indiana Constitution.

Conflict reconciliation: Text in a statute in *this style type* or ~~this style type~~ reconciles conflicts between statutes enacted by the 2016 Regular Session of the General Assembly.

ENGROSSED HOUSE BILL No. 1102

A BILL FOR AN ACT to amend the Indiana Code concerning human services.

Be it enacted by the General Assembly of the State of Indiana:

1 SECTION 1. IC 12-7-2-190.1 IS ADDED TO THE INDIANA
2 CODE AS A **NEW** SECTION TO READ AS FOLLOWS
3 [EFFECTIVE UPON PASSAGE]: **Sec. 190.1. (a) "Task force", for**
4 **purposes of IC 12-11-15, has the meaning set forth in**
5 **IC 12-11-15-1.**

6 **(b) This section expires December 31, 2018.**
7 SECTION 2. IC 12-11-15 IS ADDED TO THE INDIANA CODE
8 AS A **NEW** CHAPTER TO READ AS FOLLOWS [EFFECTIVE
9 UPON PASSAGE]:

10 **Chapter 15. Task Force for Assessment of Services and**
11 **Supports for People With Intellectual and Other Developmental**
12 **Disabilities**

13 **Sec. 1. As used in this chapter, "task force" refers to the task**
14 **force for assessment of services and supports for people with**
15 **intellectual and other developmental disabilities established by**
16 **section 2 of this chapter.**

17 **Sec. 2. (a) The task force for assessment of services and supports**

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1 for people with intellectual and other developmental disabilities is
2 established.

3 (b) The task force consists of seventeen (17) voting members
4 appointed by the governor, including:

5 (1) one (1) member representing the division of disability and
6 rehabilitative services;

7 (2) one (1) member representing the office of Medicaid policy
8 and planning;

9 (3) one (1) member representing the division of mental health
10 and addiction;

11 (4) one (1) member representing the governor's council for
12 people with disabilities;

13 (5) one (1) member representing the department of education;

14 (6) one (1) member representing the state department of
15 health;

16 (7) one (1) member representing the division of aging;

17 (8) one (1) member representing the department of child
18 services;

19 (9) one (1) member representing a statewide, nonprofit
20 organization that advocates for people with intellectual and
21 other developmental disabilities;

22 (10) one (1) member representing a trade association of
23 providers that deliver services to people with intellectual and
24 other developmental disabilities;

25 (11) two (2) members who are family members of people with
26 intellectual or other developmental disabilities;

27 (12) two (2) members who are consumers of services for
28 people with intellectual and other developmental disabilities;

29 (13) two (2) members who are employees of organizations that
30 provide services to people with intellectual and other
31 developmental disabilities; and

32 (14) one (1) member who is the secretary or the secretary's
33 designee.

34 (c) The governor or the governor's designee:

35 (1) is a nonvoting member of the task force; and

36 (2) shall serve as the chairperson.

37 (d) The expenses of the task force shall be paid by the office of
38 the secretary of family and social services.

39 (e) A quorum consists of the majority of the members of the task
40 force.

41 (f) The affirmative votes of a majority of the voting members
42 appointed to the task force are required for the task force to act on



1 any measure.

2 (g) The members of the task force serve at the pleasure of the
3 governor.

4 (h) The chairperson of the task force shall fill any vacancy on
5 the task force not later than forty-five (45) days after the vacancy
6 occurs.

7 Sec. 3. (a) A member of the task force who is not a state
8 employee is entitled to the minimum salary per diem provided by
9 IC 4-10-11-2.1(b). The member is also entitled to reimbursement
10 for traveling expenses as provided under IC 4-13-1-4 and other
11 expenses actually incurred in connection with the member's duties
12 as provided in the state policies and procedures established by the
13 Indiana department of administration and approved by the budget
14 agency.

15 (b) A member of the task force who is a state employee but who
16 is not a member of the general assembly is entitled to
17 reimbursement for traveling expenses as provided under
18 IC 4-13-1-4 and other expenses actually incurred in connection
19 with the member's duties as provided in the state policies and
20 procedures established by the Indiana department of
21 administration and approved by the budget agency.

22 Sec. 4. (a) The task force shall prepare a comprehensive plan of
23 implementation of community based services provided to people
24 with intellectual and other developmental disabilities.

25 (b) The plan required by subsection (a) must include the
26 following:

27 (1) Data specifying:

28 (A) how many individuals receive services in Indiana;

29 (B) the nature of available services;

30 (C) a waiting list for services, if any;

31 (D) needed services; and

32 (E) where individuals are waiting for services.

33 (2) Analysis, needs assessments, and review of the
34 effectiveness of services offered by the state.

35 (3) Identification of prospective services and the associated
36 costs.

37 (4) Assessment of existing services with respect to IC 12-10-10
38 and IC 12-10-11.5 governing home and community based
39 services.

40 (5) Assessment of capacity to meet existing and prospective
41 needs.

42 (6) Assessment of costs of providing existing and prospective



1 **services.**
2 **(c) Not later than November 1, 2018, the task force shall submit**
3 **to the legislative council in an electronic format under IC 5-14-6**
4 **the plan described in subsections (a) and (b).**
5 **Sec. 5. The office of the secretary of family and social services**
6 **shall staff the task force.**
7 **Sec. 6. This chapter expires December 31, 2018.**
8 **SECTION 3. An emergency is declared for this act.**



COMMITTEE REPORT

Mr. Speaker: Your Committee on Family, Children and Human Affairs, to which was referred House Bill 1102, has had the same under consideration and begs leave to report the same back to the House with the recommendation that said bill do pass.

(Reference is to HB 1102 as introduced.)

FRIZZELL

Committee Vote: Yeas 12, Nays 0

COMMITTEE REPORT

Madam President: The Senate Committee on Family and Children Services, to which was referred House Bill No. 1102, has had the same under consideration and begs leave to report the same back to the Senate with the recommendation that said bill be AMENDED as follows:

Page 1, between the enacting clause and line 1, begin a new paragraph and insert:

"SECTION 1. IC 12-7-2-190.1 IS ADDED TO THE INDIANA CODE AS A **NEW SECTION TO READ AS FOLLOWS** [EFFECTIVE UPON PASSAGE]: **Sec. 190.1. (a) "Task force", for purposes of IC 12-11-15, has the meaning set forth in IC 12-11-15-1.**

(b) This section expires December 31, 2018."

Page 1, line 3, delete "JULY 1, 2017]" and insert "UPON PASSAGE]:".

Page 2, line 31, delete "family" and insert "**office of the secretary of family and social services.**".

Page 2, delete line 32.

Page 3, line 41, after "The" insert "**office of the secretary of**".

Page 3, line 41, delete "administration".

Page 4, after line 1, begin a new paragraph and insert:

"SECTION 3. **An emergency is declared for this act.**".

Re-number all SECTIONS consecutively.

and when so amended that said bill do pass.

(Reference is to HB 1102 as printed January 19, 2017.)

GROOMS, Chairperson

Committee Vote: Yeas 7, Nays 0.

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