

HOUSE BILL No. 1536

DIGEST OF INTRODUCED BILL

Citations Affected: IC 31-27-2-13; IC 31-28-5.8-5.

Synopsis: Department of child services. Provides that if the governor declares a state of disaster emergency, the department of child services (department) may: (1) allow older youth who are receiving collaborative care services at the time of the declaration to continue to receive collaborative care services for the duration of the state of disaster emergency; and (2) modify or suspend enforcement of a statute or rule specifying a time within which a foster parent must provide for a child to be examined by a physician after the child's placement in the foster parent's home.

Effective: July 1, 2021.

**DeVon, Young J, Vermilion,
Rowray**

January 14, 2021, read first time and referred to Committee on Family, Children and Human Affairs.



First Regular Session of the 122nd General Assembly (2021)

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 2020 Regular Session of the General Assembly.

HOUSE BILL No. 1536

A BILL FOR AN ACT to amend the Indiana Code concerning family law and juvenile law.

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

1 SECTION 1. IC 31-27-2-13 IS ADDED TO THE INDIANA CODE
2 AS A **NEW** SECTION TO READ AS FOLLOWS [EFFECTIVE JULY
3 1, 2021]: **Sec. 13. If the governor declares a state of disaster**
4 **emergency under IC 10-14-3-12, the director, or the director's**
5 **designee, may modify or suspend enforcement of a statute or rule**
6 **specifying a time within which a foster parent must provide for a**
7 **child to be examined by a physician after the child's placement in**
8 **the foster parent's home.**

9 SECTION 2. IC 31-28-5.8-5, AS AMENDED BY P.L.198-2019,
10 SECTION 5, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
11 JULY 1, 2021]: Sec. 5. (a) An older youth who received foster care
12 under a court order on the day the individual attains eighteen (18) years
13 of age is eligible to receive collaborative care services under applicable
14 rules of the department at any time until the individual becomes
15 twenty-one (21) years of age.

16 (b) An older youth may request the department to petition a juvenile
17 court for approval of a collaborative care agreement under this chapter.



1 (c) A court may grant a petition described in subsection (b) if the
2 court finds, consistent with applicable rules of the department, that the
3 older youth is:

- 4 (1) employed;
5 (2) attending school or a vocational or educational certification or
6 degree program;
7 (3) participating in a program or activity designed to promote, or
8 remove barriers to, employment; or
9 (4) incapable of performing any of the activities in subdivisions
10 (1) through (3) due to a medical condition documented by
11 regularly updated information in the older youth's current case
12 plan.

13 (d) A child who:

- 14 (1) is at least seventeen (17) years and six (6) months of age;
15 (2) is receiving foster care under a court order; and
16 (3) expects to be eligible for collaborative care under this chapter
17 when the child becomes an older youth;

18 may request the department to start the process of planning for
19 collaborative care under this chapter.

20 **(e) If the governor declares a state of disaster emergency under**
21 **IC 10-14-3-12, the director, or the director's designee, may allow**
22 **older youth who are receiving collaborative care services at the**
23 **time of the declaration to continue to receive collaborative care**
24 **services for the duration of the state of disaster emergency.**

