



February 16, 2023

HOUSE BILL No. 1422

DIGEST OF HB 1422 (Updated February 15, 2023 7:10 pm - DI 125)

Citations Affected: IC 12-7; IC 12-9.1; IC 12-10.

Synopsis: Dementia care. Requires an area agency on aging designated by the bureau of aging services (area agency) to establish a dementia care specialist program. Allows an area agency to designate at least one individual as a dementia care specialist to administer the program. Requires the division of aging to employ a dementia care specialist coordinator. Sets forth the duties of: (1) a dementia care specialist; and (2) the dementia care specialist coordinator. Makes conforming changes.

Effective: July 1, 2023.

Porter, Barrett, Carbaugh, Jackson

January 17, 2023, read first time and referred to Committee on Family, Children and Human Affairs.

January 23, 2023, reassigned to Committee on Public Health.

February 7, 2023, reported — Do Pass. Referred to Committee on Ways and Means pursuant to Rule 127.

February 16, 2023, amended, reported — Do Pass.

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First Regular Session of the 123rd General Assembly (2023)

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 2022 Regular Session of the General Assembly.

HOUSE BILL No. 1422

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 12-7-2-16.4 IS ADDED TO THE INDIANA CODE
2 AS A **NEW** SECTION TO READ AS FOLLOWS [EFFECTIVE JULY
3 1, 2023]: **Sec. 16.4. "Area agency", for purposes of IC 12-10-5.7,**
4 **has the meaning set forth in IC 12-10-5.7-1.**
- 5 SECTION 2. IC 12-7-2-146, AS AMENDED BY P.L.130-2018,
6 SECTION 42, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
7 JULY 1, 2023]: Sec. 146. "Program" refers to the following:
- 8 **(1) For purposes of IC 12-10-5.7, the meaning set forth in**
9 **IC 12-10-5.7-2.**
- 10 ~~(1)~~ **(2)** For purposes of IC 12-10-7, the adult guardianship
11 services program established by IC 12-10-7-5.
- 12 ~~(2)~~ **(3)** For purposes of IC 12-10-10, the meaning set forth in
13 IC 12-10-10-5.
- 14 ~~(3)~~ **(4)** For purposes of IC 12-17.2-2-14.2, the meaning set forth
15 in IC 12-17.2-2-14.2(a).
- 16 ~~(4)~~ **(5)** For purposes of IC 12-17.6, the meaning set forth in
17 IC 12-17.6-1-5.

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1 SECTION 3. IC 12-7-2-180.6 IS ADDED TO THE INDIANA
 2 CODE AS A NEW SECTION TO READ AS FOLLOWS
 3 [EFFECTIVE JULY 1, 2023]: **Sec. 180.6. "Specialist", for purposes**
 4 **of IC 12-10-5.7, has the meaning set forth in IC 12-10-5.7-3.**

5 SECTION 4. IC 12-9.1-5-4 IS ADDED TO THE INDIANA CODE
 6 AS A NEW SECTION TO READ AS FOLLOWS [EFFECTIVE JULY
 7 1, 2023]: **Sec. 4. The division shall employ a dementia care**
 8 **coordinator to do the following:**

9 **(1) Coordinate implementation of the dementia strategic plan.**

10 **(2) Regarding the dementia care specialist program**
 11 **established under IC 12-10-5.7, do the following:**

12 **(A) Develop or identify best practice guidelines concerning**
 13 **the establishment and administration of a dementia care**
 14 **specialist program in accordance with IC 12-10-5.7.**

15 **(B) Establish training requirements necessary for staff**
 16 **working in a dementia care specialist program.**

17 **(C) Disseminate guidelines and training requirements**
 18 **described in clauses (A) and (B) to each area agency.**

19 **(D) Provide resources and technical assistance to an area**
 20 **agency or dementia care specialist designated by an area**
 21 **agency under IC 12-10-5.7.**

22 **(E) Not later than December 1, 2024, and each December**
 23 **1 thereafter incorporate program reporting and analysis**
 24 **on coordinator activities, program impacts, and health**
 25 **outcomes as a subsection of the division's dementia**
 26 **strategic plan annual report required under IC 12-9.1-5-3.**

27 SECTION 5. IC 12-10-1-6, AS AMENDED BY P.L.209-2018,
 28 SECTION 2, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
 29 JULY 1, 2023]: **Sec. 6. (a) The area agencies on aging designated by**
 30 **the bureau in each planning and service region shall do the following:**

31 **(1) Determine the needs and resources of the aged in the area.**

32 **(2) Coordinate, in cooperation with other agencies or**
 33 **organizations in the area, region, district, or county, all programs**
 34 **and activities providing health, recreational, educational, or social**
 35 **services for the aged.**

36 **(3) Secure local matching money from public and private sources**
 37 **to provide, improve, or expand the sources available to meet the**
 38 **needs of the aged.**

39 **(4) Develop, in cooperation with the division and in accordance**
 40 **with the regulations of the commissioner of the federal**
 41 **Administration on Aging, an area plan for each planning and**
 42 **service area to provide for the following:**



- 1 (A) A comprehensive and coordinated system for the delivery
- 2 of services needed by the aged in the area.
- 3 (B) The collection and dissemination of information and
- 4 referral sources.
- 5 (C) The effective and efficient use of all resources meeting the
- 6 needs of the aged.
- 7 (D) The inauguration of new services and periodic evaluation
- 8 of all programs and projects delivering services to the aged,
- 9 with special emphasis on the low income and minority
- 10 residents of the planning and service area.
- 11 (E) The establishment, publication, and maintenance of a toll
- 12 free telephone number to provide information, counseling, and
- 13 referral services for the aged residents of the planning and
- 14 service area.

- 15 (5) Conduct case management (as defined in IC 12-10-10-1).
- 16 (6) Perform any other functions required by regulations
- 17 established under the Older Americans Act (42 U.S.C. 3001 et
- 18 seq.).

19 **(7) Establish a dementia care specialist program as required**
 20 **by IC 12-10-5.7-4.**

21 (b) The division shall pay the costs associated with the toll free
 22 telephone number required under subsection (a).

23 (c) Changes may not be made to the designated coverage area of an
 24 area agency on aging until after the following:

- 25 (1) The office of the secretary holds a public hearing in each
- 26 county where the existing area agency on aging is operating to
- 27 discuss the proposed changes and receive public comment.
- 28 (2) One (1) year elapses from the date of the meeting held under
- 29 subdivision (1).

30 SECTION 6. IC 12-10-5.7 IS ADDED TO THE INDIANA CODE
 31 AS A NEW CHAPTER TO READ AS FOLLOWS [EFFECTIVE
 32 JULY 1, 2023]:

33 **Chapter 5.7. Dementia Care Specialist Program**

34 **Sec. 1. As used in this chapter, "area agency" means an area**
 35 **agency on aging designated by the bureau under IC 12-10-1-4.**

36 **Sec. 2. As used in this chapter, "program" means a dementia**
 37 **care specialist program established by an area agency under this**
 38 **chapter.**

39 **Sec. 3. As used in this chapter, "specialist" means a dementia**
 40 **care specialist designated by an area agency to administer a**
 41 **program under section 4 of this chapter.**

42 **Sec. 4. (a) An area agency shall establish a dementia care**



1 specialist program under which an area agency may designate an
2 employee as a dementia care specialist for the area agency to
3 administer the program.

4 (b) A specialist shall work with the state dementia coordinator
5 under IC 12-9.1-5-4 to administer the program through the
6 following actions:

7 (1) Conducting education and outreach activities to increase
8 community awareness of dementia and resources available to
9 support individuals with dementia and their caregivers.

10 (2) Consulting with and providing training to individuals,
11 including area agency staff, who interact with an individual
12 or a caregiver caring for a person who:

13 (A) has dementia; or

14 (B) suffers from symptoms of dementia or a related
15 cognitive disease.

16 (3) Establishing relationships with health care providers,
17 health maintenance organizations, and other
18 community-based organizations to serve as a liaison to
19 facilitate increased contact and promote organizational care
20 coordination and dementia-friendly activities.

21 (4) Providing any other service that is determined to be
22 appropriate by the division or area agency that supports the
23 aims and goals of the dementia strategic plan under
24 IC 12-9.1-5 or supports a data collection and evaluation plan
25 to determine health outcomes tied to the dementia care
26 specialist programming.

27 Sec. 5. A specialist shall follow any guidelines or training
28 requirements developed by the dementia care specialist
29 coordinator under IC 12-9.1-5-4.

30 Sec. 6. The division may adopt rules under IC 4-22-2 necessary
31 to implement this chapter.



COMMITTEE REPORT

Mr. Speaker: Your Committee on Public Health, to which was referred House Bill 1422, 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 1422 as introduced.)

BARRETT

Committee Vote: Yeas 13, Nays 0

COMMITTEE REPORT

Mr. Speaker: Your Committee on Ways and Means, to which was referred House Bill 1422, has had the same under consideration and begs leave to report the same back to the House with the recommendation that said bill be amended as follows:

Delete the title and insert the following:

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

Page 2, line 8, delete "specialist".

Page 2, delete lines 9 through 25, begin a new line block indented and insert:

"(1) Coordinate implementation of the dementia strategic plan.

(2) Regarding the dementia care specialist program established under IC 12-10-5.7, do the following:

(A) Develop or identify best practice guidelines concerning the establishment and administration of a dementia care specialist program in accordance with IC 12-10-5.7.

(B) Establish training requirements necessary for staff working in a dementia care specialist program.

(C) Disseminate guidelines and training requirements described in clauses (A) and (B) to each area agency.

(D) Provide resources and technical assistance to an area agency or dementia care specialist designated by an area agency under IC 12-10-5.7.

(E) Not later than December 1, 2024, and each December 1 thereafter incorporate program reporting and analysis on coordinator activities, program impacts, and health outcomes as a subsection of the division's dementia strategic plan annual report required under

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IC 12-9.1-5-3."

Page 3, line 39, delete "or hired".

Page 3, line 42, delete "which:" and insert "**which an area agency may designate an employee as a dementia care specialist for the area agency to administer the program.**".

Page 4, delete lines 1 through 5.

Page 4, line 6, delete "dementia care specialist" and insert "**state dementia coordinator**".

Page 4, line 7, delete "coordinator".

Page 4, delete lines 9 through 17.

Page 4, line 18, delete "(3)" and insert "**(1)**".

Page 4, line 19, delete "dementia." and insert "**dementia and resources available to support individuals with dementia and their caregivers.**".

Page 4, line 20, delete "(4)" and insert "**(2)**".

Page 4, line 21, after "individual" insert "**or a caregiver caring for a person**".

Page 4, line 26, delete "(5)" and insert "**(3)**".

Page 4, line 26, delete "providers and" and insert "**providers, health maintenance organizations, and other community-based organizations to serve as a liaison to facilitate increased contact and promote organizational care coordination and dementia-friendly activities.**".

Page 4, delete lines 27 through 32.

Page 4, delete lines 33 through 37, begin a new line block indented and insert:

"(4) Providing any other service that is determined to be appropriate by the division or area agency that supports the aims and goals of the dementia strategic plan under IC 12-9.1-5 or supports a data collection and evaluation plan to determine health outcomes tied to the dementia care specialist programming."

Delete page 5.

Renumber all SECTIONS consecutively.

and when so amended that said bill do pass.

(Reference is to HB 1422 as printed February 7, 2023.)

THOMPSON

Committee Vote: yeas 22, nays 0.

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