



April 5, 2019

ENGROSSED SENATE BILL No. 293

DIGEST OF SB 293 (Updated April 3, 2019 4:46 pm - DI 133)

Citations Affected: IC 33-33.

Synopsis: Allen County substance abuse pilot program. Changes the date by which the administrator of the Allen County substance abuse pilot program must raise local funds in order to be allowed to expend state funds.

Effective: Upon passage.

Merritt, Busch, Melton

(HOUSE SPONSORS — HEINE, KIRCHHOFFER, DAVISSON)

January 7, 2019, read first time and referred to Committee on Corrections and Criminal Law.

January 14, 2019, reassigned to Committee on Health and Provider Services pursuant to Rule 68(b).

February 21, 2019, amended, reported favorably — Do Pass.

February 25, 2019, read second time, ordered engrossed. Engrossed.

February 26, 2019, read third time, passed. Yeas 49, nays 0.

HOUSE ACTION

March 4, 2019, read first time and referred to Committee on Public Health.

April 4, 2019, reported — Do Pass.

ES 293—LS 6753/DI 125



April 5, 2019

First Regular Session of the 121st General Assembly (2019)

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 2018 Regular and Special Session of the General Assembly.

ENGROSSED SENATE BILL No. 293

A BILL FOR AN ACT to amend the Indiana Code concerning courts and court officers.

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

- 1 SECTION 1. IC 33-33-2-46, AS ADDED BY P.L.175-2017,
2 SECTION 1, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
3 UPON PASSAGE]: Sec. 46. (a) As used in this section, "administrator"
4 means the entity that enters into an agreement with the board of county
5 commissioners of Allen County under subsection (e).
6 (b) As used in this section, "pilot program" refers to the substance
7 abuse pilot program established under subsection (c).
8 (c) After June 30, 2017, and after approval of the Indiana
9 commission to combat drug abuse, the board of county commissioners
10 of Allen County may establish a four (4) year pilot program to assist
11 participants in overcoming their substance abuse by providing:
12 (1) evidence based addiction treatment, including detoxification,
13 medication assisted treatment, including a federal Food and Drug
14 Administration approved long acting, nonaddictive medication for
15 the treatment of opioid dependence; and
16 (2) assistance with developing a long term plan for sober living
17 outside the pilot program.

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1 (d) An individual is eligible to participate in the pilot program if the
2 individual:

- 3 (1) is at least eighteen (18) years of age;
4 (2) is charged with a felony;
5 (3) is under the supervision of a court or community corrections
6 program in Allen County, including:
7 (A) a problem solving court;
8 (B) a diversion program;
9 (C) community corrections;
10 (D) probation;
11 (E) home detention; or
12 (F) any other program involving community supervision as an
13 alternative to commitment to the department of correction, if
14 the program is approved by the court; and
15 (4) is suffering from a significant substance abuse disorder and
16 has been previously unable to remain sober.

17 (e) If the board of county commissioners of Allen County
18 establishes a pilot program under subsection (c), the board of county
19 commissioners of Allen County shall enter into an agreement with an
20 entity with experience in administering community development
21 programs.

22 (f) Mental health and addiction treatment services provided as part
23 of the pilot program may be administered or subcontracted only by a
24 provider certified by the division of mental health and addiction with
25 expertise in providing evidence based mental health and addiction
26 treatment services.

27 (g) The administrator shall provide a report to the legislative council
28 before October 1, 2019, and before each October 1 of each year
29 thereafter. The report must include the following:

- 30 (1) The number of persons successfully completing the pilot
31 program.
32 (2) Estimated cost savings of the pilot program.
33 (3) Opportunities for replication.
34 (4) Recidivism rates of persons participating in the pilot program,
35 including the following:
36 (A) A person's new arrest or conviction that occurs while the
37 person is participating in the pilot program.
38 (B) A person's new arrest, conviction, or commitment to the
39 department of correction, not later than twelve (12) months
40 after ending participation in the pilot program.
41 (C) A person's new arrest, conviction, or commitment to the
42 department of correction, not later than twenty-four (24)



- 1 months after ending participation in the pilot program.
 2 (D) A person's new arrest, conviction, or commitment to the
 3 department of correction, not later than thirty-six (36) months
 4 after ending participation in the pilot program.
 5 (h) The report required by subsection (g) must be in an electronic
 6 format under IC 5-14-6.
 7 (i) The administrator may not expend state money granted to the
 8 administrator for the pilot program unless the administrator has raised
 9 at least one dollar (\$1) of local funds for every one dollar (\$1) of state
 10 funds before ~~July 1, 2018~~: **June 30, 2022. Local funds raised between**
 11 **June 30, 2018, and June 30, 2022, shall be counted when**
 12 **determining whether the administrator has raised the amount of**
 13 **local funds required by this subsection.**
 14 (j) The administrator may not expend money granted to the
 15 administrator for the pilot program for a state fiscal year unless the
 16 administrator expends at least one dollar (\$1) of local funds for every
 17 one dollar (\$1) of state funds expended.
 18 ~~(j)~~ (k) The expenses of the pilot program may be paid from money
 19 appropriated to the administrator.
 20 ~~(k)~~ (l) This section expires June 30, 2022.
 21 SECTION 2. **An emergency is declared for this act.**



REPORT OF THE PRESIDENT
PRO TEMPORE

Madam President: Pursuant to Senate Rule 68(b), I hereby report that Senate Bill 293, currently assigned to the Committee on Corrections and Criminal Law, be reassigned to the Committee on Health and Provider Services.

BRAY

COMMITTEE REPORT

Madam President: The Senate Committee on Health and Provider Services, to which was referred Senate Bill No. 293, 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 3, line 10, strike "July 1,".

Page 3, line 10, delete "2019." and insert "**June 30, 2022.**".

Page 3, line 11, delete "May 15, 2019," and insert "**June 30, 2022,**".

and when so amended that said bill do pass.

(Reference is to SB 293 as introduced.)

CHARBONNEAU, Chairperson

Committee Vote: Yeas 8, Nays 0.

COMMITTEE REPORT

Mr. Speaker: Your Committee on Public Health, to which was referred Senate Bill 293, 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 SB 293 as printed February 22, 2019.)

KIRCHHOFER

Committee Vote: Yeas 9, Nays 0

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