

IC 12-24-2

Chapter 2. Superintendents of State Institutions

IC 12-24-2-1

Administrative control

Sec. 1. A state institution is under the administrative control of a superintendent appointed under section 2 of this chapter.

As added by P.L.2-1992, SEC.18.

IC 12-24-2-2

Appointment

Sec. 2. Subject to the approval of the governor, the director of the division shall appoint the superintendent of a state institution.

As added by P.L.2-1992, SEC.18.

IC 12-24-2-3

Qualifications; rules

Sec. 3. The director of the division may adopt rules under IC 4-22-2 to prescribe the qualifications of a superintendent of a state institution under the control of the division. A superintendent must possess the prescribed qualifications.

As added by P.L.2-1992, SEC.18.

IC 12-24-2-4

Term

Sec. 4. A superintendent serves at the pleasure of the director.

As added by P.L.2-1992, SEC.18. Amended by P.L.28-2012, SEC.19.

IC 12-24-2-5

Administrative responsibility

Sec. 5. The superintendent of a state institution is administratively responsible to the director.

As added by P.L.2-1992, SEC.18.

IC 12-24-2-6

Repealed

(Repealed by P.L.28-2012, SEC.20.)

IC 12-24-2-7

Powers

Sec. 7. A superintendent may do the following:

- (1) Administer oaths.
- (2) Take depositions.
- (3) Certify to official acts.

As added by P.L.2-1992, SEC.18.

IC 12-24-2-8

Prescribing tobacco cessation devices

Sec. 8. A physician licensed under IC 25-22.5 may prescribe tobacco cessation devices as is medically necessary for a resident of

a state institution.

As added by P.L.110-1997, SEC.2. Amended by P.L.28-2012, SEC.21; P.L.141-2012, SEC.4.

IC 12-24-2-9

Admissions; Evansville state psychiatric treatment center for children

Sec. 9. (a) Notwithstanding any other law, an individual shall be admitted to the Evansville State Psychiatric Treatment Center for Children if the decision to admit the individual is approved by:

- (1) the individual's gatekeeper; and
- (2) the Evansville State Psychiatric Treatment Center for Children's admission committee, which must consist of at least the following individuals:
 - (A) The superintendent.
 - (B) The medical director.
 - (C) The clinical director.
 - (D) The director of nursing.

(b) The division of mental health and addiction shall encourage and facilitate the placement of appropriate patients at the Evansville State Psychiatric Treatment Center for Children. A state operated facility must be considered before referring a patient to an out-of-state treatment center. The appropriateness of admission to the Evansville State Psychiatric Treatment Center for Children is determined when both the individual's gatekeeper and the Evansville State Psychiatric Treatment Center for Children's admission committee agree that the individual meets admission criteria and that admission to the Evansville State Psychiatric Treatment Center for Children is the least restrictive treatment option available to meet the individual's psychiatric needs. An administrator of the division of mental health and addiction may not make a determination of the appropriateness of admission to the Evansville State Psychiatric Treatment Center for Children unless the individual's gatekeeper and the admissions committee fail to reach agreement on the appropriateness of the referral. If the gatekeeper and the admissions committee fail to reach an agreement on the appropriateness of the referral, the decision of the division of mental health and addiction is final.

As added by P.L.192-2002(ss), SEC.155.