

## **IC 12-13-7**

### **Chapter 7. Administration of Money**

#### **IC 12-13-7-1**

##### **Grants, funds, and other money administered**

Sec. 1. The division shall administer the following:

- (1) The Child Care and Development Block Grant under 42 U.S.C. 9858 et seq.
- (2) The federal Food Stamp Program under 7 U.S.C. 2011 et seq.
- (3) Title IV-A of the federal Social Security Act.
- (4) Any other funding source:
  - (A) designated by the general assembly; or
  - (B) available from the federal government under grants that are consistent with the duties of the division.

*As added by P.L.2-1992, SEC.7. Amended by P.L.2-2005, SEC.46; P.L.234-2005, SEC.24; P.L.181-2006, SEC.54; P.L.130-2009, SEC.18.*

#### **IC 12-13-7-2**

##### **Division as single state agency responsible for administering certain grants, funds, and programs**

Sec. 2. The division is the single state agency responsible for administering the following:

- (1) The Child Care and Development Block Grant under 42 U.S.C. 9858 et seq. The division shall apply to the United States Department of Health and Human Services for a grant under the Child Care Development Block Grant.
- (2) The federal Food Stamp Program under 7 U.S.C. 2011 et seq.

*As added by P.L.2-1992, SEC.7. Amended by P.L.2-2005, SEC.47; P.L.234-2005, SEC.25.*

#### **IC 12-13-7-3**

##### **Social Security Act and regulations; acceptance and compliance**

Sec. 3. (a) The state accepts all of the provisions and benefits of the federal Social Security Act and regulations adopted under the federal Social Security Act.

(b) The division and the county offices may administer and shall observe and comply with all of the requirements of the federal Social Security Act and regulations issued under the federal Social Security Act.

*As added by P.L.2-1992, SEC.7. Amended by P.L.4-1993, SEC.54; P.L.5-1993, SEC.67.*

#### **IC 12-13-7-4**

##### **Acceptance by state of federal law concerning needy and disabled persons and general public and child welfare**

Sec. 4. (a) The state accepts the provisions and benefits of the federal Social Security Act, the Economic Opportunity Act of 1964,

and any related federal law concerning needy and persons with disabilities and general public and child welfare.

(b) A law described under subsection (a) shall be construed to secure to the state and local units of government maximum participation in the benefits of the laws.

(c) If required by law, a proportionate share of refunds, recoveries, or repayments of assistance or administration costs shall be repaid to a federal agency on the basis of federal participation in the costs.

*As added by P.L.2-1992, SEC.7. Amended by P.L.23-1993, SEC.53.*

#### **IC 12-13-7-5**

##### **Cooperation with federal government in administration of certain provisions of federal Social Security Act**

Sec. 5. (a) The division is designated as the state agency to cooperate with the federal government in the administration of the following provisions of the federal Social Security Act:

- (1) 42 U.S.C. 301 through 42 U.S.C. 306.
- (2) 42 U.S.C. 601 through 42 U.S.C. 606.
- (3) 42 U.S.C. 711 through 42 U.S.C. 715.
- (4) 42 U.S.C. 721.
- (5) 42 U.S.C. 1201 through 42 U.S.C. 1206.

(b) The division shall cooperate with the appropriate departments of the federal government and with all other departments of state and local governments in the:

- (1) enforcement and administration of;
- (2) amendments to; and
- (3) regulations issued under;

the provision described in subsection (a).

*As added by P.L.2-1992, SEC.7.*

#### **IC 12-13-7-6**

##### **Federal food stamp program; administration and enforcement; incentive payments**

Sec. 6. (a) The food stamp bureau shall provide an incentive payment to the offices of prosecuting attorneys for the investigation or prosecution of food stamp fraud under the federal Food Stamp Program (7 U.S.C. 2011 et seq.), as provided by 7 CFR 277.15.

(b) The incentive payments shall be made by the auditor of state upon request of the food stamp bureau. Payments must be deposited in the county treasury for distribution on a quarterly basis and in equal shares to the following:

- (1) The county general fund.
- (2) The operating budget of the offices of prosecuting attorneys.

(c) Notwithstanding IC 36-2-5-2 and IC 36-3-6, distribution of the money from the county treasury shall be made without first obtaining an appropriation from the county fiscal body. The amount that a county receives and the terms under which the incentive payments are made must be consistent with the federal law and regulations governing the federal Food Stamp Program (7 U.S.C. 2011 et seq.).

(d) The director of the division shall adopt rules under IC 4-22-2

necessary to administer and supervise the federal Food Stamp Program in Indiana.

*As added by P.L.2-1992, SEC.7.*

#### **IC 12-13-7-7**

##### **Money received by state under federal Social Security Act; treasurer as custodian**

Sec. 7. The treasurer of state is the custodian of money received by the state from an appropriation made by the United States Congress for the purpose of cooperating with the states in the enforcement and administration of the federal Social Security Act.

*As added by P.L.2-1992, SEC.7.*

#### **IC 12-13-7-8**

##### **Reception and payment of money**

Sec. 8. (a) The treasurer of state may receive money:

- (1) received from a source other than the federal Social Security Act;
- (2) not received from taxes levied in the county; and
- (3) that under IC 12-13 through IC 12-19 the division and county offices are authorized to collect, receive, and administer.

(b) The treasurer of state may pay the money received under subsection (a) into the proper fund or the proper account of the state general fund, provide for the proper custody of the money, and make disbursements upon the order of the division and upon warrant of the auditor of state.

*As added by P.L.2-1992, SEC.7. Amended by P.L.4-1993, SEC.55; P.L.5-1993, SEC.68.*

#### **IC 12-13-7-9**

##### **Payment and deposit of money**

Sec. 9. (a) Money:

- (1) received from the federal government by the treasurer of state to defray the expenses and pay the claims and obligations incurred in the administration of the federal Social Security Act;
- (2) received from any other source; and
- (3) that under IC 12-13 through IC 12-19 the division and county offices may collect, receive, and administer;

shall be paid into the respective funds or respective accounts of the state general fund.

(b) Money received under subsection (a) for the following population groups shall be deposited as follows:

- (1) Old age assistance shall be paid into the old age assistance account.
- (2) Services for dependent children shall be paid into the aid to dependent children account.
- (3) Assistance to the needy blind shall be paid into the needy blind account.
- (4) Assistance to the needy permanently and totally disabled persons shall be paid into the needy disabled person account.

*As added by P.L.2-1992, SEC.7. Amended by P.L.4-1993, SEC.56; P.L.5-1993, SEC.69; P.L.128-2012, SEC.6.*

**IC 12-13-7-10**

**Repealed**

*(Repealed by P.L.273-1999, SEC.124.)*

**IC 12-13-7-11**

**Repealed**

*(Repealed by P.L.273-1999, SEC.124.)*

**IC 12-13-7-12**

**Disclosure of financial transactions necessary to administer IC 12-13 through IC 12-19; approval**

Sec. 12. (a) The division shall do the following:

(1) Prepare and submit to the state board of accounts for approval forms and records for assistance, receipts, disbursements, advancements, transfers, and other financial transactions necessary to administer IC 12-13 through IC 12-19.

(2) Disclose financial transactions connected with subdivision (1).

(b) Upon the approval and adoption by the state board of accounts, the division shall prescribe the forms, records, and method of accounting for all counties.

*As added by P.L.2-1992, SEC.7. Amended by P.L.234-2005, SEC.26; P.L.128-2012, SEC.7.*

**IC 12-13-7-13**

**Repealed**

*(Repealed by P.L.273-1999, SEC.124.)*

**IC 12-13-7-14**

**Repealed**

*(Repealed by P.L.273-1999, SEC.124.)*

**IC 12-13-7-15**

**Repealed**

*(Repealed by P.L.273-1999, SEC.124.)*

**IC 12-13-7-16**

**Repealed**

*(Repealed by P.L.273-1999, SEC.124.)*

**IC 12-13-7-17**

**Repealed**

*(Repealed by P.L.146-2008, SEC.808.)*

**IC 12-13-7-18**

**Budget**

Sec. 18. The director of the division shall prepare a biennial

budget of money necessary to be appropriated by the general assembly for the division for the purposes of IC 12-13 through IC 12-19. The budget must include an estimate of all federal money that may be allotted to the state by the federal government for the purposes of the division. The budget shall be submitted to and filed with the budget director.

*As added by P.L.2-1992, SEC.7. Amended by P.L.234-2005, SEC.27.*

#### **IC 12-13-7-19**

##### **State or federal higher education award paid directly to institution as income affecting eligibility for assistance**

Sec. 19. Except as provided by federal law, if an individual receives a state or federal higher education award that is paid directly to an approved postsecondary educational institution for that individual's benefit:

- (1) the individual is not required to report the award as income or as a resource of the individual when applying for assistance administered under this chapter; and
- (2) the award may not be considered as income or a resource of the individual in determining initial or continuing eligibility for assistance administered under this article.

*As added by P.L.2-1992, SEC.7. Amended by P.L.2-2007, SEC.157.*

#### **IC 12-13-7-20**

##### **Repealed**

*(Repealed by P.L.273-1999, SEC.124.)*

#### **IC 12-13-7-21**

##### **Repealed**

*(Repealed by P.L.1-2001, SEC.51.)*