

## **IC 11-13-2**

### **Chapter 2. State Aid for Probation Services**

#### **IC 11-13-2-1**

##### **State financial aid program; establishment; administration; distribution**

Sec. 1. (a) There is established a program of state financial aid to be used for the support of court probation services. The financial aid program shall be administered by the judicial conference of Indiana. Funds appropriated to the conference for purposes of this chapter shall be distributed by the conference upon approval of the state budget committee to make grants to Indiana probation departments for the purposes outlined in section 2 of this chapter.

(b) Appropriations intended for this purpose may not be used by the judicial conference of Indiana for any other purpose. The judicial conference of Indiana may expend up to three percent (3%) of the money appropriated under this chapter to provide technical assistance, consultation, and training to counties and to monitor and evaluate the operation of the program. Money appropriated to the judicial conference of Indiana for the purpose of making grants under this chapter does not revert to the state general fund at the close of any fiscal year, but remains available to the judicial conference of Indiana for its use in making grants under this chapter.

*As added by Acts 1979, P.L.120, SEC.6. Amended by Acts 1980, P.L.89, SEC.8; P.L.158-2014, SEC.3; P.L.184-2014, SEC.3.*

#### **IC 11-13-2-2**

##### **Funds appropriated available to court administering probation**

Sec. 2. Funds appropriated under this program may be made available to any court administering probation in order to finance expenditures incurred for any of the following purposes:

- (1) Salaries for existing or new probation officer positions.
- (2) Maintenance or establishment of administrative support services to probation officers.
- (3) Development and implementation of:
  - (A) incentives and sanctions;
  - (B) policies;
  - (C) programs; and
  - (D) services;

to address compliance with community supervision following the schedule adopted by the judicial conference of Indiana under IC 11-13-1-8.

- (4) Development and use of evidence based services, programs, and practices that reduce probationers' risk for recidivism.
- (5) Establishment of a coordinated system of community supervision to improve the efficiency and coordination of offender services within a county.

*As added by Acts 1979, P.L.120, SEC.6. Amended by P.L.158-2014,*

*SEC.4; P.L.184-2014, SEC.4.*

### **IC 11-13-2-3**

#### **Application for financial assistance; criteria; consultation; provider requirements**

Sec. 3. (a) Any court having probation jurisdiction may apply for financial assistance under this chapter by submitting an application to the judicial conference of Indiana for review. The application shall be accompanied by detailed plans regarding the use of the financial aid.

(b) The judicial conference of Indiana shall develop a plan for the application process and the funding requirements for courts seeking financial aid. The judicial conference and the state budget committee must approve all financial aid granted under this chapter.

(c) Two (2) or more courts may jointly apply for financial assistance under this chapter.

(d) The judicial conference of Indiana shall award financial assistance based on the proposed implementation of evidence based practices or the proposed coordination of services with other community supervision agencies operating in the same county.

(e) Before providing financial assistance under this chapter, the judicial conference of Indiana shall consult with the department of correction and the division of mental health and addiction:

- (1) for the purpose of more effectively addressing the need for:
  - (A) substance abuse treatment;
  - (B) mental health services; and
  - (C) other services for offenders placed on community supervision; and

(2) to avoid duplication of services.

(f) Substance abuse treatment under subsection (e) may include:

- (1) addiction counseling;
- (2) inpatient detoxification; and
- (3) medication assisted treatment, including a federal Food and Drug Administration approved long acting, nonaddictive medication for the treatment of opioid or alcohol dependence.

(g) Mental health and substance abuse treatment services provided by financial assistance under this section shall be provided by a provider certified by the division of mental health and addiction to provide mental health or substance abuse treatment.

*As added by Acts 1979, P.L.120, SEC.6. Amended by Acts 1980, P.L.89, SEC.9; P.L.158-2014, SEC.5; P.L.184-2014, SEC.5; P.L.209-2015, SEC.9.*

### **IC 11-13-2-4**

#### **Accounting of amounts expended in providing services; payment**

Sec. 4. At the end of each quarter of the fiscal year, courts receiving financial aid under this chapter shall submit to the judicial conference of Indiana a verified accounting of all amounts expended

in providing probation services. The accounting must designate those items for which reimbursement is claimed, and shall be presented together with a claim for reimbursement. If the accounting and claim are approved by the conference and the state budget agency, the conference shall submit it to the state auditor for payment.

*As added by Acts 1979, P.L.120, SEC.6. Amended by Acts 1980, P.L.89, SEC.10.*

**IC 11-13-2-5**

**County not precluded from receiving subsidy under other laws**

Sec. 5. This chapter does not preclude a county from receiving a subsidy under IC 11-12-2 for the delivery of probation services.

*As added by Acts 1979, P.L.120, SEC.6.*