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**TITLE 431 COMMUNITY RESIDENTIAL
FACILITIES COUNCIL**

Proposed Rule
LSA Document #01-422

DIGEST

Amends 431 IAC 1.1-1-2, concerning the definition of “community residential facility for persons with developmental disabilities”, to add a new category for types of services to include small residence for adults with extensive medical needs. Effective 30 days after filing with the secretary of state.

431 IAC 1.1-1-2

SECTION 1. 431 IAC 1.1-1-2 IS AMENDED TO READ AS FOLLOWS:

431 IAC 1.1-1-2 Types of facilities defined

Authority: IC 12-28-5-10; IC 12-28-5-19

Affected: IC 12-7-2; IC 12-28-5

Sec. 2. “Community residential facility for persons with developmental disabilities” means a residential facility, as defined by IC 12-7-2, which is operated for the purpose of providing one (1) of the following types of services to four (4) to eight (8) persons with developmental disabilities:

(1) “Adult support residence” means a home or an apartment staffed by personnel, which provides assistance with activities of daily living, transportation, and other assistance to residents with developmental disabilities other than mental retardation, to enable them to function in the community and within the home. The residence shall include specialized equipment, communication devices, and environmental controls as needed for the residents to enhance their ability to participate in activities of life.

(2) “Basic developmental residence” means a home or apartment setting for adults, staffed and supervised by personnel, to provide training for those individuals functioning at severe and profound levels of developmental disabilities in one (1) or more of the following areas:

- (A) Activities of daily living.
- (B) Communication.
- (C) Behavioral training.
- (D) Behavior management.

(3) “Child rearing residence” means a home for children only, staffed by personnel, which provides developmental training and support in specific areas for residents who function on a similar behavioral level.

(4) “Child rearing residence with a specialized program” means a home for children only, which provides developmental training and support in specific areas. The home must be:

- (A) staffed by personnel and/or behavior management consultants who develop and monitor behavioral training; and/or
- (B) staffed by personnel trained to provide intense personal assistance with activities of daily living due to physical limitations.

(5) “Intensive training residence” means a home or apartment for adults, staffed by personnel, which provides a system of structured, individualized supports and comprehensive training for residents to progress to a less restrictive setting in one (1) or more of the following areas:

- (A) Activities of daily living.
- (B) Behavioral training.
- (C) Behavior management.

- (D) Communication.
- (E) Leisure time.
- (6) "Developmental training residence" means a home or apartment for adults, staffed and supervised by personnel, to provide assistance and training for residents to promote their developmental growth in one (1) or more of the following areas:
 - (A) Activities of daily living.
 - (B) Behavioral training.
 - (C) Behavioral management.
 - (D) Communication.
 - (E) Personal adjustment.
 - (F) Leisure time.
 - (G) Use of community resources.
- (7) "Sheltered living residence" means a home or apartment for adults, staffed by personnel, which provides training for residents to achieve an independent lifestyle in one (1) or more of the following areas:
 - (A) Activities of daily living.
 - (B) Behavioral training.
 - (C) Behavior management.
 - (D) Communication.
 - (E) Use of community resources.
- (8) "Small behavior management residence for children" means a home exclusively for children which:
 - (A) has a behavior management program staffed by a behavior management consultant or personnel to develop and monitor behavioral training, developmental training, and support in specific areas for all residents who function on a similar level; and
 - (B) does not have more than six (6) beds.
- (9) "Small residence for adults with extensive medical needs" means a residence, which is exclusively for adults with extensive medical needs and meets the following requirements:**
 - (A) A residence for adults with extensive medical needs must provide:**
 - (i) a medical management program to address the extensive medical needs of the residents; and**
 - (ii) training for residents to address deficits in basic skills, including training in one (1) or more of the following areas:**
 - (AA) Activities of daily living.**
 - (BB) Communication.**
 - (CC) Personal adjustment.**
 - (DD) Behavior management.**
 - (EE) Behavior training.**
 - (FF) Leisure time.**
 - (GG) Use of community resources.**
 - (B) A residence under this subdivision shall have four (4) beds.**

(Community Residential Facilities Council; 431 IAC 1.1-1-2; filed Sep 30, 1991, 1:40 p.m.: 15 IR 96; filed Nov 2, 1992, 5:00 p.m.: 16 IR 850; filed Apr 30, 1997, 9:00 a.m.: 20 IR 2373; filed Nov 13, 1997, 12:05 p.m.: 21 IR 1342; readopted filed Oct 1, 2001, 3:40 p.m.: 25 IR 528)

Notice of Public Hearing

Under IC 4-22-2-24, notice is hereby given that on February 25, 2002 at 9:00 a.m., at the Indiana Government Center-South, 402 West Washington Street, Conference Center Room 1, Indianapolis, Indiana the Community Residential Facilities Council will hold a public hearing on proposed amendments to the definition of "community residential facility for persons with developmental disabilities" to add a new category for the types of services to include small extensive medical needs residence for adults.

If an accommodation is required to allow an individual with a disability to participate in a public hearing, please contact Judy Hall at (317) 232-7930 at least 48 hours before the hearing.

Written comments about the proposed rule may be directed to the Community Residential Facilities Council, Attention: Judy Hall, 402 West Washington Street, Room W453, Indianapolis, Indiana 46204. Written comments will be accepted through March 11, 2002.

Copies of these rules are now on file at the Indiana Government Center-South, 402 West Washington Street, Room W451 and Legislative Services Agency, One North Capitol, Suite 325, Indianapolis, Indiana and are open for public inspection.

Lisa Connolly
Presiding Officer
Community Residential Facilities Council