

FAEGRE BAKER DANIELS

2013 Legislative Update #2

Indiana Society of Anesthesiologists



January 20, 2013

The pace picked up last week at the Statehouse as committee meetings began in earnest. Long lists of newly filed bills were released throughout the week, while on Tuesday Governor Pence presented his proposed budget to the State Budget Committee. To date, approximately 1,000 bills have been filed and released to the public. In the days ahead, we expect that Speaker Brian Bosma will release an additional 200-300 House bills.

Both the House Public Health Committee and the Senate Health & Provider Services Committee held their initial meetings last week. **HB 1099** (physician assistants) cleared committee with unanimous support despite opposition from the Indiana State Medical Association. Among other things, the bill would reduce the supervision requirements for physician assistants and allow PAs to prescribe up to a 30-day supply of Schedule II controlled substances.

On the Senate side, the Health & Provider Services Committee heard lengthy testimony on **SB 272**, a bill aimed at curbing problems with prescription drug abuse and opioid treatment centers. As introduced, the bill would require patients to be weaned off opioid treatment after 2 years, impose new requirements on opioid treatment centers, and require the Medical Licensing Board to adopt rules establishing standards and protocols for the prescribing of controlled substances. A controversial amendment was proposed that would require physicians to submit all prescriptions to the INSPECT program. No action was taken on bill.

Following is a tracking list with summaries of bills of interest to ISA. Bills that have received legislative action or that are scheduled for a committee hearing are highlighted in blue.

As always, please let me know if you have any questions or need additional information.

HB 1014	<p><i>Income tax credit for specialty drugs.</i> (T. Brown)</p> <p>Provides a refundable individual income tax credit to the extent that a taxpayer's copayment or coinsurance amount in a particular year for specialty drugs exceeds 8% of the taxpayer's federal adjusted gross income for that year. Defines "specialty drug" as a drug that meets the following conditions: (1) The amount of coinsurance or copayments paid for the drug is more than \$600 per month. (2) The drug is included in a specialty pricing group or tier. (3) The drug satisfies other requirements concerning use, handling, and patient management. (The introduced version of this bill was prepared by the health finance commission.)</p> <table border="0"> <thead> <tr> <th style="text-align: left;">Date</th> <th style="text-align: left;">Action</th> </tr> </thead> <tbody> <tr> <td>01/07/2013</td> <td>H: Author Added Tim Brown</td> </tr> </tbody> </table>	Date	Action	01/07/2013	H: Author Added Tim Brown
Date	Action				
01/07/2013	H: Author Added Tim Brown				

	01/07/2013 H: 1st Reading Assigned Ways and Means												
HB 1034	<p><i>Physical therapy services without a referral.</i> (Frizzell)</p> <p>Allows a physical therapist to evaluate and treat a patient without a referral for not more than 30 days. Requires a physical therapist to obtain a referral from the patient's provider if further treatment by the physical therapist is needed.</p> <table border="1"> <thead> <tr> <th>Date</th> <th>Action</th> </tr> </thead> <tbody> <tr> <td>01/07/2013</td> <td>H: Author Added David Nason Frizzell</td> </tr> <tr> <td>01/07/2013</td> <td>H: 1st Reading Assigned Public Health</td> </tr> <tr> <td>01/14/2013</td> <td>H: Co Author Added Tim Brown</td> </tr> <tr> <td>01/14/2013</td> <td>H: Co Author Added Matt Ubelhor</td> </tr> <tr> <td>01/14/2013</td> <td>H: Co Author Added Bob Morris</td> </tr> </tbody> </table>	Date	Action	01/07/2013	H: Author Added David Nason Frizzell	01/07/2013	H: 1st Reading Assigned Public Health	01/14/2013	H: Co Author Added Tim Brown	01/14/2013	H: Co Author Added Matt Ubelhor	01/14/2013	H: Co Author Added Bob Morris
Date	Action												
01/07/2013	H: Author Added David Nason Frizzell												
01/07/2013	H: 1st Reading Assigned Public Health												
01/14/2013	H: Co Author Added Tim Brown												
01/14/2013	H: Co Author Added Matt Ubelhor												
01/14/2013	H: Co Author Added Bob Morris												
HB 1039	<p><i>State administration.</i> (T. Brown)</p> <p>Abolishes the select joint commission on Medicaid oversight, and moves its duties to the health finance commission. Abolishes the health finance advisory committee and the health policy advisory committee within the health finance commission. Extends the leave conversion pilot project for legislative and judicial branch state employees until June 30, 2016. (Under current law, the pilot project expires June 30, 2013.)</p> <table border="1"> <thead> <tr> <th>Date</th> <th>Action</th> </tr> </thead> <tbody> <tr> <td>01/07/2013</td> <td>H: Author Added Tim Brown</td> </tr> <tr> <td>01/07/2013</td> <td>H: 1st Reading Assigned Select Committee on Government Reduction</td> </tr> </tbody> </table>	Date	Action	01/07/2013	H: Author Added Tim Brown	01/07/2013	H: 1st Reading Assigned Select Committee on Government Reduction						
Date	Action												
01/07/2013	H: Author Added Tim Brown												
01/07/2013	H: 1st Reading Assigned Select Committee on Government Reduction												
HB 1085	<p><i>Spinal manipulation.</i> (Davis)</p> <p>Provides that a health practitioner may not perform spinal manipulation or spinal adjustment unless the practitioner has statutory authority to differentially diagnose and meets certain educational requirements. Excludes physicians and osteopaths from the requirements. Provides for disciplinary sanctions for violations.</p> <table border="1"> <thead> <tr> <th>Date</th> <th>Action</th> </tr> </thead> <tbody> <tr> <td>01/07/2013</td> <td>H: Author Added Bill Davis</td> </tr> <tr> <td>01/07/2013</td> <td>H: 1st Reading Assigned Public Health</td> </tr> </tbody> </table>	Date	Action	01/07/2013	H: Author Added Bill Davis	01/07/2013	H: 1st Reading Assigned Public Health						
Date	Action												
01/07/2013	H: Author Added Bill Davis												
01/07/2013	H: 1st Reading Assigned Public Health												
HB 1099	<p><i>Physician assistants.</i> (Davisson)</p> <p>Amends the definition of "supervision" for purposes of the physician assistant law concerning where the supervising physician or physician designee is located. Allows a physician assistant that meets certain practice requirements to prescribe schedule II controlled substances. Allows a supervising physician to delegate a physician assistant to prescribe a controlled substance for an aggregate 30 day supply. (Current law limits the prescription to a one time 30 day supply.) Changes the percentages of patient charts that a supervising physician or physician designee must review based on the number of years the physician assistant has been employed. Specifies that a physician may supervise not more than two physician assistants at the same time.</p> <table border="1"> <thead> <tr> <th>Date</th> <th>Action</th> </tr> </thead> <tbody> <tr> <td>01/08/2013</td> <td>H: Author Added Steve Davisson</td> </tr> </tbody> </table>	Date	Action	01/08/2013	H: Author Added Steve Davisson								
Date	Action												
01/08/2013	H: Author Added Steve Davisson												

	<table border="1"> <tr> <td>01/16/2013</td> <td>H: Committee Sched</td> <td>3:30 PM Room House Chambers Public Health</td> </tr> <tr> <td>01/17/2013</td> <td>H: Committee Report</td> <td>do pass, adopted</td> </tr> <tr> <td>01/17/2013</td> <td>H: Co Author</td> <td>Added Sue Errington</td> </tr> <tr> <td>01/17/2013</td> <td>H: Co Author</td> <td>Added Ron Bacon</td> </tr> <tr> <td>01/17/2013</td> <td>H: Co Author</td> <td>Added Dennis Zent</td> </tr> </table>	01/16/2013	H: Committee Sched	3:30 PM Room House Chambers Public Health	01/17/2013	H: Committee Report	do pass, adopted	01/17/2013	H: Co Author	Added Sue Errington	01/17/2013	H: Co Author	Added Ron Bacon	01/17/2013	H: Co Author	Added Dennis Zent
01/16/2013	H: Committee Sched	3:30 PM Room House Chambers Public Health														
01/17/2013	H: Committee Report	do pass, adopted														
01/17/2013	H: Co Author	Added Sue Errington														
01/17/2013	H: Co Author	Added Ron Bacon														
01/17/2013	H: Co Author	Added Dennis Zent														
HB 1100	<p><i>Pharmacy coverage terms.</i> (Davisson)</p> <p>Prohibits certain requirements related to pharmaceutical coverage at a community retail pharmacy or a mail order or Internet based pharmacy. Specifies requirements that apply to terms and conditions of a contract entered into by a pharmacy to participate in a health care provider network.</p> <table border="1"> <thead> <tr> <th>Date</th> <th>Action</th> </tr> </thead> <tbody> <tr> <td>01/08/2013</td> <td>H: Author Added Steve Davisson</td> </tr> <tr> <td>01/08/2013</td> <td>H: 1st Reading Assigned Insurance</td> </tr> </tbody> </table>	Date	Action	01/08/2013	H: Author Added Steve Davisson	01/08/2013	H: 1st Reading Assigned Insurance									
Date	Action															
01/08/2013	H: Author Added Steve Davisson															
01/08/2013	H: 1st Reading Assigned Insurance															
HB 1104	<p><i>Immunizations by pharmacists.</i> (Frizzell)</p> <p>Adds immunizations for pneumonia and tetanus, diphtheria, and acellular pertussis (Tdap) to the immunizations that a pharmacist is allowed to administer to a group of individuals under a drug order, under a prescription, or according to a protocol approved by a physician if certain requirements are met. Provides that if a physician uses a protocol, the protocol may apply only to an individual or group of individuals who are: (1) at least nine years of age but less than 18 years of age, if the individual's parent or guardian is present and consents to the immunization; or (2) at least 18 years of age. (Current law provides that an individual given an immunization by a pharmacist pursuant to a protocol must be at least 14 years of age.) Requires a pharmacist or pharmacist's designee to provide immunization data to the immunization data registry unless the patient or the patient's parent or guardian completes an immunization data exemption form.</p> <table border="1"> <thead> <tr> <th>Date</th> <th>Action</th> </tr> </thead> <tbody> <tr> <td>01/08/2013</td> <td>H: Author Added David Nason Frizzell</td> </tr> <tr> <td>01/08/2013</td> <td>H: 1st Reading Assigned Public Health</td> </tr> </tbody> </table>	Date	Action	01/08/2013	H: Author Added David Nason Frizzell	01/08/2013	H: 1st Reading Assigned Public Health									
Date	Action															
01/08/2013	H: Author Added David Nason Frizzell															
01/08/2013	H: 1st Reading Assigned Public Health															
HB 1135	<p><i>Midwives.</i> (Lehe)</p> <p>Establishes the midwifery board (board). Sets qualifications for a certified direct entry midwife (CDEM). Requires the board to: (1) establish continuing education requirements; (2) develop peer review procedures; and (3) adopt rules concerning the competent practice of CDEMs. Establishes penalties for practicing midwifery without a license. Adds culpability standards to the crimes of practicing medicine or osteopathic medicine and acting as a physician assistant without a license. Allows CDEMs to administer certain prescription drugs. Allows certain individuals to act under the supervision of a CDEM. Repeals the definition of "midwife" in the medical malpractice law, and adds the definition of "certified nurse midwife". Makes conforming changes.</p> <table border="1"> <thead> <tr> <th>Date</th> <th>Action</th> </tr> </thead> <tbody> <tr> <td>01/10/2013</td> <td>H: Author Added Don Lehe</td> </tr> <tr> <td>01/10/2013</td> <td>H: Co Author Added Charlie Brown</td> </tr> <tr> <td>01/10/2013</td> <td>H: Co Author Added David Nason Frizzell</td> </tr> <tr> <td>01/10/2013</td> <td>H: Co Author Added P. Eric Turner</td> </tr> </tbody> </table>	Date	Action	01/10/2013	H: Author Added Don Lehe	01/10/2013	H: Co Author Added Charlie Brown	01/10/2013	H: Co Author Added David Nason Frizzell	01/10/2013	H: Co Author Added P. Eric Turner					
Date	Action															
01/10/2013	H: Author Added Don Lehe															
01/10/2013	H: Co Author Added Charlie Brown															
01/10/2013	H: Co Author Added David Nason Frizzell															
01/10/2013	H: Co Author Added P. Eric Turner															

	01/10/2013 H: 1st Reading Assigned Public Health												
HB 1153	<p><i>Controlled substances data fund.</i> (Morris)</p> <p>Increases, from 16% to 75%, the percentage of revenue from the controlled substances registration fees that is used to operate the INSPECT program.</p> <table border="1"> <thead> <tr> <th>Date</th> <th>Action</th> </tr> </thead> <tbody> <tr> <td>01/10/2013 H: Author</td> <td>Added Bob Morris</td> </tr> <tr> <td>01/10/2013 H: Co Author</td> <td>Added Daniel Leonard</td> </tr> <tr> <td>01/10/2013 H: 1st Reading</td> <td>Assigned Public Health</td> </tr> </tbody> </table>	Date	Action	01/10/2013 H: Author	Added Bob Morris	01/10/2013 H: Co Author	Added Daniel Leonard	01/10/2013 H: 1st Reading	Assigned Public Health				
Date	Action												
01/10/2013 H: Author	Added Bob Morris												
01/10/2013 H: Co Author	Added Daniel Leonard												
01/10/2013 H: 1st Reading	Assigned Public Health												
HB 1162	<p><i>Prescriptions.</i> (Pryor)</p> <p>Requires a pharmacist who is presented a prescription and either: (1) does not have the drug in stock at the pharmacy; or (2) is unable to fill the prescription in a timely manner; to offer to assist the patient in finding a pharmacy that is able to fill the prescription.</p> <table border="1"> <thead> <tr> <th>Date</th> <th>Action</th> </tr> </thead> <tbody> <tr> <td>01/10/2013 H: Author</td> <td>Added Cherrish Pryor</td> </tr> <tr> <td>01/10/2013 H: 1st Reading</td> <td>Assigned Public Health</td> </tr> </tbody> </table>	Date	Action	01/10/2013 H: Author	Added Cherrish Pryor	01/10/2013 H: 1st Reading	Assigned Public Health						
Date	Action												
01/10/2013 H: Author	Added Cherrish Pryor												
01/10/2013 H: 1st Reading	Assigned Public Health												
HB 1182	<p><i>Physician order for scope of treatment forms.</i> (T. Brown)</p> <p>Establishes a process for the execution of a physician order for scope of treatment (POST) form by an individual, or the individual's representative, and the individual's treating physician to indicate treatment the individual would like to have or have withheld under specified circumstances. Requires the state department of health to: (1) develop and distribute the POST form; and (2) report to the health finance commission, concerning the POST form. Specifies provisions that must be included in the POST form. Allows for the modification or revocation of the POST form. Specifies that the existence of an executed POST form cannot affect life insurance policies or premiums. Provides civil and criminal immunity for certain actions taken by a health care provider or its employees under an executed POST form.</p> <table border="1"> <thead> <tr> <th>Date</th> <th>Action</th> </tr> </thead> <tbody> <tr> <td>01/10/2013 H: Author</td> <td>Added Tim Brown</td> </tr> <tr> <td>01/10/2013 H: Co Author</td> <td>Added Ed Clere</td> </tr> <tr> <td>01/10/2013 H: 1st Reading</td> <td>Assigned Public Health</td> </tr> <tr> <td>01/17/2013 H: Co Author</td> <td>Added Robin Shackelford</td> </tr> <tr> <td>01/17/2013 H: Co Author</td> <td>Added Charlie Brown</td> </tr> </tbody> </table>	Date	Action	01/10/2013 H: Author	Added Tim Brown	01/10/2013 H: Co Author	Added Ed Clere	01/10/2013 H: 1st Reading	Assigned Public Health	01/17/2013 H: Co Author	Added Robin Shackelford	01/17/2013 H: Co Author	Added Charlie Brown
Date	Action												
01/10/2013 H: Author	Added Tim Brown												
01/10/2013 H: Co Author	Added Ed Clere												
01/10/2013 H: 1st Reading	Assigned Public Health												
01/17/2013 H: Co Author	Added Robin Shackelford												
01/17/2013 H: Co Author	Added Charlie Brown												
HB 1199	<p><i>Medical licensing board investigation fund.</i> (Pond)</p> <p>Creates the medical licensing board investigation fund consisting of fines and penalties collected by the medical licensing board. Continually appropriates money in the fund to the medical licensing board for investigative and enforcement purposes.</p> <table border="1"> <thead> <tr> <th>Date</th> <th>Action</th> </tr> </thead> <tbody> <tr> <td>01/10/2013 H: Author</td> <td>Added Phyllis J. Pond</td> </tr> </tbody> </table>	Date	Action	01/10/2013 H: Author	Added Phyllis J. Pond								
Date	Action												
01/10/2013 H: Author	Added Phyllis J. Pond												

	01/10/2013 H: 1st Reading Assigned Ways and Means																											
HB 1319	<p><i>Health benefit exchange provisions.</i> (Lehman)</p> <p>Provides for implementation of the federal Patient Protection and Affordable Care Act with respect to a health benefit exchange in Indiana. Specifies requirements for health plans issued through a health benefit exchange. Requires a navigator or an assister to be certified or registered before providing services with respect to a health benefit exchange. Provides for dissolution of the Indiana comprehensive health insurance association.</p> <table border="1"> <thead> <tr> <th>Date</th> <th>Action</th> <th></th> </tr> </thead> <tbody> <tr> <td>01/17/2013</td> <td>H: Author</td> <td>Added Matthew Lehman</td> </tr> <tr> <td>01/17/2013</td> <td>H: 1st Reading</td> <td>Assigned Insurance</td> </tr> <tr> <td>01/23/2013</td> <td>H: Committee Sched</td> <td>10:30 AM Room 156-B Insurance</td> </tr> </tbody> </table>	Date	Action		01/17/2013	H: Author	Added Matthew Lehman	01/17/2013	H: 1st Reading	Assigned Insurance	01/23/2013	H: Committee Sched	10:30 AM Room 156-B Insurance															
Date	Action																											
01/17/2013	H: Author	Added Matthew Lehman																										
01/17/2013	H: 1st Reading	Assigned Insurance																										
01/23/2013	H: Committee Sched	10:30 AM Room 156-B Insurance																										
SB 230	<p><i>Applicability of federal law in Indiana.</i> (Delph, Boots)</p> <p>Provides that any federal act, order, law, rule, regulation, or statute found by the general assembly to be inconsistent with the power granted to the federal government in the Constitution of the United States is void in Indiana. Provides that a resident of Indiana has a cause of action to enjoin the enforcement or implementation or the attempted enforcement or implementation of a federal act, order, law, rule, regulation, or statute declared void by the general assembly. Provides that a plaintiff who prevails in such an action is entitled to reasonable attorney's fees and costs. Provides that a person who knowingly or intentionally implements or enforces, or attempts to implement or enforce, a federal law that is declared void by the general assembly commits a Class D felony. Finds that the federal Patient Protection and Affordable Care Act and the federal Health Care and Education Reconciliation Act of 2010 are inconsistent with the power granted to the federal government in the Constitution of the United States.</p> <table border="1"> <thead> <tr> <th>Date</th> <th>Action</th> <th></th> </tr> </thead> <tbody> <tr> <td>01/07/2013</td> <td>S: Author</td> <td>Added Phil Boots</td> </tr> <tr> <td>01/07/2013</td> <td>S: 1st Reading</td> <td>Assigned Rules and Legislative Procedure</td> </tr> <tr> <td>01/17/2013</td> <td>S: 2nd Author</td> <td>Added Greg Walker</td> </tr> <tr> <td>01/17/2013</td> <td>S: Author</td> <td>Added Mike Delph</td> </tr> </tbody> </table>	Date	Action		01/07/2013	S: Author	Added Phil Boots	01/07/2013	S: 1st Reading	Assigned Rules and Legislative Procedure	01/17/2013	S: 2nd Author	Added Greg Walker	01/17/2013	S: Author	Added Mike Delph												
Date	Action																											
01/07/2013	S: Author	Added Phil Boots																										
01/07/2013	S: 1st Reading	Assigned Rules and Legislative Procedure																										
01/17/2013	S: 2nd Author	Added Greg Walker																										
01/17/2013	S: Author	Added Mike Delph																										
SB 246	<p><i>Certification of controlled drug clinics.</i> (Grooms)</p> <p>Requires a controlled drug clinic to be certified by the medical licensing board. Sets forth requirements for controlled drug clinics.</p> <table border="1"> <thead> <tr> <th>Date</th> <th>Action</th> <th></th> </tr> </thead> <tbody> <tr> <td>01/07/2013</td> <td>S: Author</td> <td>Added Ron Grooms</td> </tr> <tr> <td>01/07/2013</td> <td>S: 1st Reading</td> <td>Assigned Health and Provider Services</td> </tr> <tr> <td>01/10/2013</td> <td>S: Co Author</td> <td>Added Ed Charbonneau</td> </tr> <tr> <td>01/10/2013</td> <td>S: Co Author</td> <td>Added Richard D. Young, Jr.</td> </tr> <tr> <td>01/10/2013</td> <td>S: Co Author</td> <td>Added Vaneta Becker</td> </tr> <tr> <td>01/10/2013</td> <td>S: Co Author</td> <td>Added Jean Breaux</td> </tr> <tr> <td>01/10/2013</td> <td>S: Co Author</td> <td>Added Jim Arnold</td> </tr> <tr> <td>01/10/2013</td> <td>S: Co Author</td> <td>Added Lindel O. Hume</td> </tr> </tbody> </table>	Date	Action		01/07/2013	S: Author	Added Ron Grooms	01/07/2013	S: 1st Reading	Assigned Health and Provider Services	01/10/2013	S: Co Author	Added Ed Charbonneau	01/10/2013	S: Co Author	Added Richard D. Young, Jr.	01/10/2013	S: Co Author	Added Vaneta Becker	01/10/2013	S: Co Author	Added Jean Breaux	01/10/2013	S: Co Author	Added Jim Arnold	01/10/2013	S: Co Author	Added Lindel O. Hume
Date	Action																											
01/07/2013	S: Author	Added Ron Grooms																										
01/07/2013	S: 1st Reading	Assigned Health and Provider Services																										
01/10/2013	S: Co Author	Added Ed Charbonneau																										
01/10/2013	S: Co Author	Added Richard D. Young, Jr.																										
01/10/2013	S: Co Author	Added Vaneta Becker																										
01/10/2013	S: Co Author	Added Jean Breaux																										
01/10/2013	S: Co Author	Added Jim Arnold																										
01/10/2013	S: Co Author	Added Lindel O. Hume																										

	01/15/2013 S: Co Author Added Brent Steele										
SB 255	<p><i>State board of nursing.</i> (Merritt)</p> <p>Allows the Indiana state board of nursing (board) to hire an education compliance officer. Allows the board to use the impaired nurses account to fund the education compliance officer and to cover costs incurred by members of the board.</p> <table border="1"> <thead> <tr> <th>Date</th> <th>Action</th> </tr> </thead> <tbody> <tr> <td>01/07/2013</td> <td>S: Author Added James W. Merritt, Jr.</td> </tr> <tr> <td>01/07/2013</td> <td>S: 1st Reading Assigned Appropriations</td> </tr> </tbody> </table>	Date	Action	01/07/2013	S: Author Added James W. Merritt, Jr.	01/07/2013	S: 1st Reading Assigned Appropriations				
Date	Action										
01/07/2013	S: Author Added James W. Merritt, Jr.										
01/07/2013	S: 1st Reading Assigned Appropriations										
SB 265	<p><i>Health care provider peer review committees.</i> (Pat Miller)</p> <p>Amends the definition of "professional health care provider" for purposes of the law concerning privileged communications of peer review committees.</p> <table border="1"> <thead> <tr> <th>Date</th> <th>Action</th> </tr> </thead> <tbody> <tr> <td>01/08/2013</td> <td>S: Author Added Patricia L. Miller</td> </tr> <tr> <td>01/08/2013</td> <td>S: 1st Reading Assigned Health and Provider Services</td> </tr> <tr> <td>01/16/2013</td> <td>S: Committee Sched 9:30 AM Room Senate Chamber Health and Provider Services</td> </tr> <tr> <td>01/23/2013</td> <td>S: Committee Sched 9:00 AM Room 431 Health and Provider Services</td> </tr> </tbody> </table>	Date	Action	01/08/2013	S: Author Added Patricia L. Miller	01/08/2013	S: 1st Reading Assigned Health and Provider Services	01/16/2013	S: Committee Sched 9:30 AM Room Senate Chamber Health and Provider Services	01/23/2013	S: Committee Sched 9:00 AM Room 431 Health and Provider Services
Date	Action										
01/08/2013	S: Author Added Patricia L. Miller										
01/08/2013	S: 1st Reading Assigned Health and Provider Services										
01/16/2013	S: Committee Sched 9:30 AM Room Senate Chamber Health and Provider Services										
01/23/2013	S: Committee Sched 9:00 AM Room 431 Health and Provider Services										
SB 268	<p><i>Certified registered nurse anesthetists.</i> (Pat Miller)</p> <p>Includes a registered certified nurse anesthetist in the definition of an "advanced practice nurse". Allows a registered certified nurse anesthetist to administer anesthesia under the direction of and in the immediate presence of a podiatrist or a dentist if the podiatrist or dentist is certified to administer anesthesia. (Current law allows a registered certified nurse anesthetist to administer anesthesia under the direction of and in the immediate presence of a physician.)</p> <table border="1"> <thead> <tr> <th>Date</th> <th>Action</th> </tr> </thead> <tbody> <tr> <td>01/08/2013</td> <td>S: Author Added Patricia L. Miller</td> </tr> <tr> <td>01/08/2013</td> <td>S: 1st Reading Assigned Health and Provider Services</td> </tr> </tbody> </table>	Date	Action	01/08/2013	S: Author Added Patricia L. Miller	01/08/2013	S: 1st Reading Assigned Health and Provider Services				
Date	Action										
01/08/2013	S: Author Added Patricia L. Miller										
01/08/2013	S: 1st Reading Assigned Health and Provider Services										
SB 272	<p><i>Opioid treatment program and controlled substances.</i> (Pat Miller)</p> <p>Requires an opioid treatment program to transmit specified information concerning a patient to the Indiana scheduled prescription electronic collection and tracking program (INSPECT) before dispensing or administering a controlled substance to the patient. Requires the division of mental health and addiction to adopt rules concerning opioid treatment programs and weaning a patient off of a controlled substance within 24 months of initial treatment in a program. Requires drug testing of opioid treatment program patients at least one time every three months. Requires the medical licensing board of Indiana to adopt rules establishing standards and protocols in the prescribing of controlled substances.</p> <table border="1"> <thead> <tr> <th>Date</th> <th>Action</th> </tr> </thead> <tbody> <tr> <td>01/08/2013</td> <td>S: Author Added Patricia L. Miller</td> </tr> <tr> <td>01/08/2013</td> <td>S: 1st Reading Assigned Health and Provider Services</td> </tr> </tbody> </table>	Date	Action	01/08/2013	S: Author Added Patricia L. Miller	01/08/2013	S: 1st Reading Assigned Health and Provider Services				
Date	Action										
01/08/2013	S: Author Added Patricia L. Miller										
01/08/2013	S: 1st Reading Assigned Health and Provider Services										

01/16/2013 S: Committee Sched 9:30 AM Room Senate Chamber Health and Provider Services							
SB 273	<p>Anesthesiologist assistant licensure. (Pat Miller)</p> <p>Requires anesthesiologist assistants to be licensed and to work under a supervising anesthesiologist. Establishes the anesthesiologist assistant committee to make recommendations to the medical licensing board concerning the licensure of anesthesiologist assistants. Establishes requirements of the protocol entered into between the supervising anesthesiologist and the anesthesiologist assistant. Makes it a Class D felony for a person who acts as an anesthesiologist assistant without the required license. Makes it a Class B misdemeanor for an individual who professes to be an anesthesiologist assistant or uses the title "anesthesiologist assistant" without being licensed.</p> <table border="1" style="width: 100%; border-collapse: collapse;"> <thead> <tr> <th style="text-align: left;">Date</th> <th style="text-align: left;">Action</th> </tr> </thead> <tbody> <tr> <td>01/08/2013 S: Author</td> <td>Added Patricia L. Miller</td> </tr> <tr> <td>01/08/2013 S: 1st Reading</td> <td>Assigned Health and Provider Services</td> </tr> </tbody> </table>	Date	Action	01/08/2013 S: Author	Added Patricia L. Miller	01/08/2013 S: 1st Reading	Assigned Health and Provider Services
Date	Action						
01/08/2013 S: Author	Added Patricia L. Miller						
01/08/2013 S: 1st Reading	Assigned Health and Provider Services						
SB 351	<p>Health care service providers. (Head)</p> <p>Requires a physician to provide certain information concerning providers of a prescribed health care service. Requires that a prior authorization provision in a policy of accident and sickness insurance or a health maintenance organization contract must be based on the health care service rather than the provider of the health care service.</p> <table border="1" style="width: 100%; border-collapse: collapse;"> <thead> <tr> <th style="text-align: left;">Date</th> <th style="text-align: left;">Action</th> </tr> </thead> <tbody> <tr> <td>01/08/2013 S: Author</td> <td>Added Randy Head</td> </tr> <tr> <td>01/08/2013 S: 1st Reading</td> <td>Assigned Health and Provider Services</td> </tr> </tbody> </table>	Date	Action	01/08/2013 S: Author	Added Randy Head	01/08/2013 S: 1st Reading	Assigned Health and Provider Services
Date	Action						
01/08/2013 S: Author	Added Randy Head						
01/08/2013 S: 1st Reading	Assigned Health and Provider Services						
SB 362	<p>Battery by body waste. (Crider)</p> <p>Makes it battery by body waste, a Class D felony, for a person to knowingly or intentionally: (1) in a rude, insolent, or angry manner place blood or another body fluid or waste on an employee, an agent, or a volunteer of a health care provider identified as such and while engaged in the performance of official duties; or (2) coerce another person to place blood or another body fluid or waste on the employee, agent, or volunteer of a health care provider. Enhances the penalties for committing the offense if the blood, bodily fluid, or waste is infected with hepatitis B or hepatitis C, HIV, or tuberculosis.</p> <table border="1" style="width: 100%; border-collapse: collapse;"> <thead> <tr> <th style="text-align: left;">Date</th> <th style="text-align: left;">Action</th> </tr> </thead> <tbody> <tr> <td>01/08/2013 S: Author</td> <td>Added Michael R. Crider</td> </tr> <tr> <td>01/08/2013 S: 1st Reading</td> <td>Assigned Corrections and Criminal Law</td> </tr> </tbody> </table>	Date	Action	01/08/2013 S: Author	Added Michael R. Crider	01/08/2013 S: 1st Reading	Assigned Corrections and Criminal Law
Date	Action						
01/08/2013 S: Author	Added Michael R. Crider						
01/08/2013 S: 1st Reading	Assigned Corrections and Criminal Law						
SB 371	<p>Abortion inducing drugs. (Holdman)</p> <p>Amends the definition of "abortion clinic" to include facilities that provide abortion inducing drugs. Specifies that only a physician who meets certain conditions may administer to a pregnant woman an abortion inducing drug, and sets forth the procedure the physician must follow. Requires a physician who learns of an adverse event following the use of an abortion inducing drug to report the adverse event to the Food and Drug Administration and the medical licensing board. Specifies that the reports of adverse events related to abortion inducing drugs and maintained by the medical licensing board are public records. Makes a violation concerning distribution of an abortion inducing drug and failure to report an adverse event a Class A misdemeanor.</p>						

	<table border="1"> <thead> <tr> <th>Date</th> <th>Action</th> </tr> </thead> <tbody> <tr> <td>01/08/2013</td> <td>S: Author Added Travis Holdman</td> </tr> <tr> <td>01/08/2013</td> <td>S: 1st Reading Assigned Health and Provider Services</td> </tr> </tbody> </table>	Date	Action	01/08/2013	S: Author Added Travis Holdman	01/08/2013	S: 1st Reading Assigned Health and Provider Services		
Date	Action								
01/08/2013	S: Author Added Travis Holdman								
01/08/2013	S: 1st Reading Assigned Health and Provider Services								
SB 417	<p>Health provider reporting of domestic violence. (Waltz)</p> <p>Requires a health care provider to: (1) implement protocols and policies for the identification of domestic violence and to offer intervention and treatment services; and (2) report an incident of domestic violence to the local law enforcement agency. Specifies information to be included in the report. Provides civil and criminal immunity for a person who is required to report an incident of domestic violence.</p> <table border="1"> <thead> <tr> <th>Date</th> <th>Action</th> </tr> </thead> <tbody> <tr> <td>01/10/2013</td> <td>S: Author Added Brent Waltz</td> </tr> <tr> <td>01/10/2013</td> <td>S: 1st Reading Assigned Corrections and Criminal Law</td> </tr> </tbody> </table>	Date	Action	01/10/2013	S: Author Added Brent Waltz	01/10/2013	S: 1st Reading Assigned Corrections and Criminal Law		
Date	Action								
01/10/2013	S: Author Added Brent Waltz								
01/10/2013	S: 1st Reading Assigned Corrections and Criminal Law								
SB 471	<p>Prescriptions for brand name drugs. (Grooms)</p> <p>Permits a health care practitioner to use words of similar meaning instead of the statutory phrase "Brand Medically Necessary" when writing a prescription for a brand name drug when the practitioner does not want the pharmacist to substitute, under certain government programs, a generically equivalent drug product for the brand name drug.</p> <table border="1"> <thead> <tr> <th>Date</th> <th>Action</th> </tr> </thead> <tbody> <tr> <td>01/14/2013</td> <td>S: Author Added Ron Grooms</td> </tr> <tr> <td>01/14/2013</td> <td>S: 1st Reading Assigned Health and Provider Services</td> </tr> <tr> <td>01/23/2013</td> <td>S: Committee Sched 9:00 AM Room 431 Health and Provider Services</td> </tr> </tbody> </table>	Date	Action	01/14/2013	S: Author Added Ron Grooms	01/14/2013	S: 1st Reading Assigned Health and Provider Services	01/23/2013	S: Committee Sched 9:00 AM Room 431 Health and Provider Services
Date	Action								
01/14/2013	S: Author Added Ron Grooms								
01/14/2013	S: 1st Reading Assigned Health and Provider Services								
01/23/2013	S: Committee Sched 9:00 AM Room 431 Health and Provider Services								
SB 503	<p>Tactical emergency medicine. (Becker)</p> <p>Allows an individual to practice tactical emergency medicine if the individual: (1) is an emergency medical technician, an advanced emergency medical technician, or a paramedic; (2) is employed by a law enforcement agency or an emergency medical services agency to provide retrieval and field medical treatment to victims of violent confrontations; and (3) has successfully completed an accredited educational training program in tactical emergency medicine. Provides that the individual must act within the scope of the individual's training and as allowed by the supervising medical director. Requires a law enforcement agency or an emergency medical services agency that allows a person to practice tactical medicine to be certified. Requires the emergency medical services commission to adopt emergency rules to incorporate existing policy and curriculum requirements.</p> <table border="1"> <thead> <tr> <th>Date</th> <th>Action</th> </tr> </thead> <tbody> <tr> <td>01/14/2013</td> <td>S: Author Added Vaneta Becker</td> </tr> <tr> <td>01/14/2013</td> <td>S: 1st Reading Assigned Health and Provider Services</td> </tr> </tbody> </table>	Date	Action	01/14/2013	S: Author Added Vaneta Becker	01/14/2013	S: 1st Reading Assigned Health and Provider Services		
Date	Action								
01/14/2013	S: Author Added Vaneta Becker								
01/14/2013	S: 1st Reading Assigned Health and Provider Services								
SB 508	<p>Health coverage. (Steele)</p> <p>Removes an Indiana check up plan eligibility requirement that an individual be without health insurance coverage for six months. Exempts certain short term accident and sickness insurance policies from certain requirements if the policy duration is less than 12 months. (Current law provides the exemptions if the duration</p>								

	<p>is less than six months.)</p> <table border="1"> <thead> <tr> <th>Date</th> <th>Action</th> </tr> </thead> <tbody> <tr> <td>01/14/2013</td> <td>S: Author Added Brent Steele</td> </tr> <tr> <td>01/14/2013</td> <td>S: 1st Reading Assigned Health and Provider Services</td> </tr> </tbody> </table>	Date	Action	01/14/2013	S: Author Added Brent Steele	01/14/2013	S: 1st Reading Assigned Health and Provider Services
Date	Action						
01/14/2013	S: Author Added Brent Steele						
01/14/2013	S: 1st Reading Assigned Health and Provider Services						
SB 515	<p>Hospital assessment fee. (Pat Miller)</p> <p>Extends the hospital assessment fee until June 30, 2017. (The current law assessing the fee expires June 30, 2013.) Updates statutory references to the hospital assessment fee.</p> <table border="1"> <thead> <tr> <th>Date</th> <th>Action</th> </tr> </thead> <tbody> <tr> <td>01/14/2013</td> <td>S: Author Added Patricia L. Miller</td> </tr> <tr> <td>01/14/2013</td> <td>S: 1st Reading Assigned Health and Provider Services</td> </tr> </tbody> </table>	Date	Action	01/14/2013	S: Author Added Patricia L. Miller	01/14/2013	S: 1st Reading Assigned Health and Provider Services
Date	Action						
01/14/2013	S: Author Added Patricia L. Miller						
01/14/2013	S: 1st Reading Assigned Health and Provider Services						
SB 520	<p>ERASER committee. (Head)</p> <p>Creates the eliminate, reduce, and streamline employee regulation (ERASER) committee to study professional licensing in Indiana. Provides that the office of management and budget staffs the committee. Repeals the regulated occupations evaluation committee. Creates a five year cycle for sunseting professional licenses, registrations, and certifications.</p> <table border="1"> <thead> <tr> <th>Date</th> <th>Action</th> </tr> </thead> <tbody> <tr> <td>01/14/2013</td> <td>S: Author Added Randy Head</td> </tr> <tr> <td>01/14/2013</td> <td>S: 1st Reading Assigned Commerce, Economic Development and Technology</td> </tr> </tbody> </table>	Date	Action	01/14/2013	S: Author Added Randy Head	01/14/2013	S: 1st Reading Assigned Commerce, Economic Development and Technology
Date	Action						
01/14/2013	S: Author Added Randy Head						
01/14/2013	S: 1st Reading Assigned Commerce, Economic Development and Technology						
SB 534	<p>Prescription drug costs. (Grooms)</p> <p>Specifies limitations on certain out of pocket costs for prescription drugs under coverage provided by a state employee health plan, a policy of accident and sickness insurance, and a health maintenance organization contract.</p> <table border="1"> <thead> <tr> <th>Date</th> <th>Action</th> </tr> </thead> <tbody> <tr> <td>01/14/2013</td> <td>S: Author Added Ron Grooms</td> </tr> <tr> <td>01/14/2013</td> <td>S: 1st Reading Assigned Health and Provider Services</td> </tr> </tbody> </table>	Date	Action	01/14/2013	S: Author Added Ron Grooms	01/14/2013	S: 1st Reading Assigned Health and Provider Services
Date	Action						
01/14/2013	S: Author Added Ron Grooms						
01/14/2013	S: 1st Reading Assigned Health and Provider Services						
SB 540	<p>Implementation of federal Affordable Care Act. (Tallian)</p> <p>Establishes the Indiana affordable care study committee to study and make recommendations to the legislative council concerning the establishment and implementation of a health benefit exchange in Indiana and the defining of "essential health benefits" for use in Indiana. Changes Medicaid eligibility requirements as allowed under the federal Patient Protection and Affordable Care Act. Expires, on December 31, 2013, language that sets forth certain asset limitations within the Medicaid program. Requires the department of insurance to create a health benefit exchange in Indiana. Requires the legislative services agency to prepare legislation for introduction in the 2014 session to make necessary changes to statutes affected by this act. Requires the department of insurance to report annually to the study committee concerning the status and operation of the health benefit exchange established by the department of insurance.</p>						

	<table border="0"> <thead> <tr> <th style="text-align: left;"><u>Date</u></th> <th style="text-align: left;"><u>Action</u></th> </tr> </thead> <tbody> <tr> <td>01/14/2013</td> <td>S: Author Added Karen Tallian</td> </tr> <tr> <td>01/14/2013</td> <td>S: 1st Reading Assigned Appropriations</td> </tr> <tr> <td>01/14/2013</td> <td>S: 2nd Author Added Jean Breaux</td> </tr> <tr> <td>01/14/2013</td> <td>S: Co Author Added Mark Stoops</td> </tr> <tr> <td>01/14/2013</td> <td>S: Co Author Added Lonnie Randolph</td> </tr> <tr> <td>01/14/2013</td> <td>S: Co Author Added Tim Lanane</td> </tr> </tbody> </table>	<u>Date</u>	<u>Action</u>	01/14/2013	S: Author Added Karen Tallian	01/14/2013	S: 1st Reading Assigned Appropriations	01/14/2013	S: 2nd Author Added Jean Breaux	01/14/2013	S: Co Author Added Mark Stoops	01/14/2013	S: Co Author Added Lonnie Randolph	01/14/2013	S: Co Author Added Tim Lanane
<u>Date</u>	<u>Action</u>														
01/14/2013	S: Author Added Karen Tallian														
01/14/2013	S: 1st Reading Assigned Appropriations														
01/14/2013	S: 2nd Author Added Jean Breaux														
01/14/2013	S: Co Author Added Mark Stoops														
01/14/2013	S: Co Author Added Lonnie Randolph														
01/14/2013	S: Co Author Added Tim Lanane														
SB 551	<p><i>Federal health care reform.</i> (Pat Miller)</p> <p>Defines populations that may be subject to Medicaid resource requirements. Eliminates resource requirements in determining Medicaid eligibility for specified populations. Provides for implementation of the federal Patient Protection and Affordable Care Act with respect to a health benefit exchange in Indiana. Specifies requirements for health plans issued through a health benefit exchange. Requires a navigator or an assister to be certified or registered before providing services with respect to a health benefit exchange. Provides for dissolution of the Indiana comprehensive health insurance association.</p> <table border="0"> <thead> <tr> <th style="text-align: left;"><u>Date</u></th> <th style="text-align: left;"><u>Action</u></th> </tr> </thead> <tbody> <tr> <td>01/14/2013</td> <td>S: Author Added Patricia L. Miller</td> </tr> <tr> <td>01/14/2013</td> <td>S: 1st Reading Assigned Health and Provider Services</td> </tr> </tbody> </table>	<u>Date</u>	<u>Action</u>	01/14/2013	S: Author Added Patricia L. Miller	01/14/2013	S: 1st Reading Assigned Health and Provider Services								
<u>Date</u>	<u>Action</u>														
01/14/2013	S: Author Added Patricia L. Miller														
01/14/2013	S: 1st Reading Assigned Health and Provider Services														
SB 589	<p><i>Occupational licensing issues.</i> (Mishler)</p> <p>Permits professional licensing boards to include consumer restitution orders in cease and desist orders issued against persons who commit unlicensed practice. Permits medical and professional licensing boards to include orders requiring repayment of certain costs relating to cease and desist proceedings. Includes within the cease and desist statute failure to obtain a certificate required for sellers of preneed funeral services and merchandise. Allows the state board of funeral and cemetery service to issue a cease and desist order against a person who solicits or sells preneed funeral services and merchandise if the person has not obtained a preneed certificate from the board, even if the person possesses an active funeral director license, funeral home license, embalmer license, or cemetery registration. Authorizes the division of consumer protection in the attorney general's office to obtain mental health records without a court order if access to or inspection of the records is necessary for the investigation of a consumer protection or licensing complaint. Amends the law governing the auctioneer consumer recovery fund, real estate recovery fund, and plumbing recovery fund to provide that petitions requesting payment from the funds are filed with the respective licensing commission instead of with the court in which the underlying judgment against the licensee was entered. Amends the medical practice act to provide that laser hair removal constitutes the practice of medicine. Prohibits a person from misrepresenting the effect a purchase of prepaid funeral services and merchandise may have on the purchaser's eligibility for Medicaid.</p> <table border="0"> <thead> <tr> <th style="text-align: left;"><u>Date</u></th> <th style="text-align: left;"><u>Action</u></th> </tr> </thead> <tbody> <tr> <td>01/15/2013</td> <td>S: Author Added Ryan D. Mishler</td> </tr> <tr> <td>01/15/2013</td> <td>S: 1st Reading Assigned Commerce, Economic Development and Technology</td> </tr> </tbody> </table>	<u>Date</u>	<u>Action</u>	01/15/2013	S: Author Added Ryan D. Mishler	01/15/2013	S: 1st Reading Assigned Commerce, Economic Development and Technology								
<u>Date</u>	<u>Action</u>														
01/15/2013	S: Author Added Ryan D. Mishler														
01/15/2013	S: 1st Reading Assigned Commerce, Economic Development and Technology														
SB 616	<p><i>Study of electronic medical records.</i> (Breaux)</p> <p>Requires the state department of health to study the collection, maintenance, sharing, and use of electronic health data in Indiana.</p>														

	Date Action
	01/16/2013 S: Author Jean Breaux
	01/17/2013 S: 1st Reading Assigned Health and Provider Services