

# ISHA

## Bill Track

Run Time: Saturday, Jan-07-2012, 09:07 AM

### HB1014 *Health care professionals conscience clause.* ([Davisson](#))

#### Digest

Provides that a health care professional may not be required to dispense a drug or medical device if the health care professional believes the drug or medical device would be used to: (1) cause an abortion; (2) destroy an unborn child; or (3) cause the death of a person by means of assisted suicide, euthanasia, or mercy killing. Specifies that a health care professional's refusal to dispense a drug or medical device under those circumstances may not be the basis for: (1) a claim for damages against the health care professional, the health care professional's employer, or the facility where the health care professional is employed; or (2) disciplinary action against the health care professional. Provides that an employer who knowingly or intentionally takes disciplinary, recriminatory, or discriminatory action against a health care professional who refuses to dispense a drug or medical device under those circumstances commits health care professional discrimination, a Class A misdemeanor. Makes a second or subsequent offense a Class D felony. Authorizes the health care professional's licensing board to assess additional fines against the employer.

Date	Action
01/04/2012	<b>H: Author</b> Added <a href="#">Steve Davisson</a>
01/04/2012	<b>H: 1st Reading</b> Assigned <a href="#">Public Policy</a>

### SB0012 *Reestablishment of FSSA.* ([Miller](#))

#### Digest

Reestablishes the office of the secretary of family and social services and other divisions and offices within FSSA. (The introduced version of this bill was prepared by the health finance commission.)

Date	Action
01/04/2012	<b>S: Author</b> Added <a href="#">Patricia L. Miller</a>
01/04/2012	<b>S: 1st Reading</b> Assigned <a href="#">Health and Provider Services</a>
01/11/2012	<b>S: Committee Sched</b> 9:00am Room Senate Chambers <a href="#">Health and Provider Services</a>

### SB0015 *Brain injury services study and committee.* ([Becker](#), [Miller](#))

#### Digest

Requires the state department of health (state department) and the office of the secretary of family and social services (office) to study how to implement brain injury services and neurobehavioral rehabilitation programs. Requires the state department and the office to report orally and in writing to the health finance commission before October 1, 2012. Establishes the brain injury treatment committee to assist the state department and the office with the required study. (The introduced version of this bill was prepared by the health finance commission.)

Date	Action
01/04/2012	<b>S: Author</b> Added <a href="#">Vaneta Becker</a>
01/04/2012	<b>S: Author</b> Added <a href="#">Patricia L. Miller</a>
01/04/2012	<b>S: 1st Reading</b> Assigned <a href="#">Health and Provider Services</a>
01/11/2012	<b>S: Committee Sched</b> 9:00am Room Senate Chambers <a href="#">Health and Provider Services</a>

**SB0030 *Limitation on adoption of agency rules.* ([Leising](#))**

**Digest**

Provides that after May 1, 2012, a state agency may not adopt a rule that will have a total estimated economic impact of any amount on the state, an instrumentality of the state, or a political subdivision unless the rule is required to comply with a court order or with a federal law, a federal regulation, or the terms of a federal grant or loan. For a rule that meets this requirement, requires the agency proposing it to submit the rule to the office of management and budget for a fiscal analysis and preparation of a fiscal impact statement.

Date	Action
01/04/2012	<b>S: Author</b> Added <a href="#">Jean Leising</a>
01/04/2012	<b>S: 1st Reading</b> Assigned <a href="#">Tax and Fiscal Policy</a>

**SB0199 *Evaluation of agencies and programs.* ([Delph](#))**

**Digest**

Establishes procedures for the evaluation and termination of all state agencies and programs on a ten year cycle. Requires the school of public and environmental affairs or business schools of Indiana University, Purdue University, Ball State University, Indiana State University, and the University of Southern Indiana to develop internship programs to give credit to students who perform the evaluation of state agencies and programs, and requires the universities to provide the evaluation service under the direction of the legislative services agency. Makes necessary appropriations to implement termination of an agency or agency program. Repeals the current law on the legislative evaluation and oversight of agencies and programs.

Date	Action
01/04/2012	<b>S: Author</b> Added <a href="#">Mike Delph</a>
01/04/2012	<b>S: 1st Reading</b> Assigned <a href="#">Appropriations</a>

**SB0278 *Voiding of certain Medicaid rules.* ([Simpson](#))**

**Digest**

Eliminates emergency rulemaking for the office of the secretary of family and social services (office) and the office of Medicaid policy and planning concerning: (1) federal Medicaid waiver program provisions; and (2) federal programs administered by the office. Voids a final rule and emergency rules concerning the following: (1) A five percent reduction in Medicaid reimbursement for chiropractic and podiatric services. (2) A five percent reduction of Medicaid reimbursement for speech therapists, audiologists, optometrists, opticians, independent laboratory providers, independent radiology providers, and freestanding renal dialysis clinics. (3) A reduction in the Medicaid dispensing fee from \$4.90 to \$3.00.

Date	Action
01/04/2012	<b>S: Author</b> Added <a href="#">Vi Simpson</a>
01/04/2012	<b>S: 1st Reading</b> Assigned <a href="#">Health and Provider Services</a>

**SB0294 *Public records and public meetings.* ([Holdman](#))**

## Digest

Provides that an officer or management level employee of a public agency who knowingly or intentionally violates the open door law by: (1) taking final action outside a regular meeting or special meeting; (2) participating in a secret ballot during a meeting; (3) discussing in an executive session subjects that are not eligible for an executive session; or (4) participating in at least one meeting of a series of meetings prohibited by law; commits a Class C infraction and is personally liable for the judgment and costs. Provides that an officer or management level employee of a public agency who intentionally denies a request for a public record that the officer or management level employee knows or reasonably should know is subject to disclosure under the open records act commits a Class C infraction and is personally liable for the judgment and costs. Provides that an officer or management level employee of a public agency who intentionally charges an excessive copying fee commits a Class C infraction and is personally liable for the judgment and costs. Prohibits a public agency from charging a fee for a public record transmitted by electronic mail except for a: (1) fee charged for reprogramming a computer system if the reprogramming is required to separate disclosable information from nondisclosable information; (2) certification or search fee set by statute or ordered by a court; or (3) fee charged for providing an electronic map.

Date	Action
01/05/2012	<b>S: Author</b> Added <a href="#">Travis Holdman</a>
01/05/2012	<b>S: 1st Reading</b> Assigned <a href="#">Local Government</a>

### **SB0310** *Medicaid fraud.* ([Miller](#), [Hershman](#))

## Digest

Provides that a person who is convicted of public assistance fraud or tax fraud is ineligible for medical assistance for a specified time. Allows the office of Medicaid policy and planning (office) to adopt rules to establish a process for suspending a person from receiving medical assistance if the office has reasonable suspicion that the person has committed public assistance fraud. Requires a Medicaid recipient to notify the office within 30 days after the recipient asserts a claim or files a legal action against a third party for medical services costs that were paid for by the office. Requires the office to send: (1) an itemized list of the medical services provided to the recipient; and (2) a notice of intent to perfect a lien for the expenses; to the third party. Prohibits certain actions from becoming final before first allowing the office written notice and a reasonable opportunity to perfect a right of recovery. Repeals a provision requiring the office to send an itemized statement of medical expenses for certain recipients to perfect a lien. Specifies that "public assistance or relief" includes medical assistance. Includes applicants and recipients of public assistance or relief in the crime of welfare fraud.

Date	Action
01/05/2012	<b>S: Author</b> Added <a href="#">Brandt Hershman</a>
01/05/2012	<b>S: Author</b> Added <a href="#">Patricia L. Miller</a>
01/05/2012	<b>S: 1st Reading</b> Assigned <a href="#">Health and Provider Services</a>