

First Regular Session of the 121st General Assembly (2019)

PRINTING CODE. Amendments: Whenever an existing statute (or a section of the Indiana Constitution) is being amended, the text of the existing provision will appear in this style type, additions will appear in **this style type**, and deletions will appear in ~~this style type~~.

Additions: Whenever a new statutory provision is being enacted (or a new constitutional provision adopted), the text of the new provision will appear in **this style type**. Also, the word **NEW** will appear in that style type in the introductory clause of each SECTION that adds a new provision to the Indiana Code or the Indiana Constitution.

Conflict reconciliation: Text in a statute in *this style type* or ~~this style type~~ reconciles conflicts between statutes enacted by the 2018 Regular and Special Session of the General Assembly.

HOUSE ENROLLED ACT No. 1007

AN ACT to amend the Indiana Code concerning health.

Be it enacted by the General Assembly of the State of Indiana:

SECTION 1. IC 16-35-1-11 IS ADDED TO THE INDIANA CODE AS A **NEW** SECTION TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2019]: **Sec. 11. The state department shall establish a perinatal navigator program for the purposes of engaging pregnant women in early prenatal care and providing referrals to pregnant women for wraparound services and home visiting programs in the local community.**

SECTION 2. IC 16-35-11 IS ADDED TO THE INDIANA CODE AS A **NEW** CHAPTER TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2019]:

Chapter 11. Assessment of Substance Use Disorder in Pregnancy

Sec. 1. Nothing in this chapter may be construed to authorize violation of the confidentiality requirements of any state or federal law.

Sec. 2. This chapter applies only to health care providers who provide maternity health care services.

Sec. 3. Each health care provider shall use a validated and evidence based verbal screening tool to assess a substance use disorder in pregnancy for all pregnant women who are seen by the health care provider:

(1) as early as possible at the onset of prenatal care; and

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(2) throughout the pregnancy, including during the first, second, and third trimester.

Sec. 4. (a) The state department shall establish guidelines for health care providers treating substance use disorder in pregnancy. When developing the guidelines, the state department shall consult with the Indiana perinatal quality improvement collaborative.

(b) The state department shall make the guidelines established under subsection (a) available on the state department's Internet web site.

Sec. 5. If, after using the screening tool under section 3(1) of this chapter, a health care provider identifies a pregnant woman who has a substance use disorder and is not currently receiving treatment, the health care provider shall:

- (1) provide treatment to the patient; or**
- (2) refer the patient to treatment.**

SECTION 3. IC 25-1-9-22, AS AMENDED BY P.L.129-2018, SECTION 24, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2019]: Sec. 22. (a) This section applies to:

- (1) a physician licensed under IC 25-22.5;
- (2) a physician assistant licensed under IC 25-27.5;
- (3) a certified direct entry midwife licensed under IC 25-23.4; and
- (4) an advanced practice registered nurse licensed under IC 25-23;

who provides prenatal care within the scope of the provider's license.

(b) Unless ordered by a court, an individual described in subsection (a) may not release to a law enforcement agency (as defined in IC 35-47-15-2) **or the department of child services (established by IC 31-25-1-1)** the results of:

- (1) a verbal screening or questioning concerning drug or alcohol use;
- (2) a urine test; or
- (3) a blood test;

provided to a pregnant woman without the pregnant woman's consent.



Speaker of the House of Representatives

President of the Senate

President Pro Tempore

Governor of the State of Indiana

Date: _____ Time: _____

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