SENATE BILL No. 223

DIGEST OF SB 223 (Updated February 1, 2018 2:45 pm - DI 77)

Citations Affected: IC 25-1.

Synopsis: Health practitioner license renewal surveys. Requires specified licensed health practitioners to provide certain information related to the practitioner's work, including the practitioner's work with Medicaid patients, when renewing the practitioner's professional license online. Requires the Indiana professional licensing agency to: (1) compile the information collected into an annual report; (2) post a copy of the report on the agency's Internet web site; and (3) submit the report to the office of Medicaid policy and planning, the department of workforce development, the commission on improving the status of children, and the legislative council.

Effective: July 1, 2018.

Head, Charbonneau, Becker, Breaux, Mrvan, Mishler, Crider

January 3, 2018, read first time and referred to Committee on Health and Provider Services.
February 1, 2018, read second time, amended, ordered engrossed.

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SENATE BILL No. 223

A BILL FOR AN ACT to amend the Indiana Code concerning professions and occupations.

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

SECTION 1. IC 25-1-2-10 IS ADDED TO THE INDIANA CODE AS A NEW SECTION TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2018]: Sec. 10. (a) As used in this section, "board" means any of the following boards:

(1) The medical licensing board of Indiana.
(2) The Indiana state board of nursing.
(3) The state board of dentistry.
(4) The behavioral health and human services licensing board.
(5) The state psychology board.
(6) The Indiana board of pharmacy.

(b) As used in this section, "license" means:

(1) an unlimited license, certificate, or registration;
(2) a limited or probationary license, certificate, or registration;
(3) a temporary license, certificate, registration, or permit;
(4) an intern permit; or
(5) a provisional license;
issued by the board regulating the profession in question.

(c) As used in this section, "practitioner" means an individual who holds a license under any of the following:

(1) IC 25-14-1.
(2) IC 25-22.5-5.
(3) IC 25-23.
(4) IC 25-23.6.
(6) IC 25-27.5.
(7) IC 25-33.

(d) To allow for programmatic and policy recommendations to improve workforce performance, address identified workforce shortages, and retain practitioners, beginning January 1, 2019, every practitioner who is renewing online a license issued by a board must include the following information related to the practitioner's work in Indiana under the practitioner's license during the previous two (2) years:

(1) The practitioner's specialty or field of practice.
(2) The following concerning the practitioner's current practice:
   (A) The location or address.
   (B) The setting type.
   (C) The average hours worked weekly.
   (D) The health care services provided.
(3) The practitioner's education background and training.
(4) For a practitioner that is a prescriber (as defined in IC 25-1-9.5-4), whether the practitioner delivers health care services through telemedicine (as defined in IC 25-1-9.5-6).

(e) The Indiana professional licensing agency shall do the following:

(1) Include notification with a practitioner's license renewal notice that the practitioner must submit the information required under subsection (d) if the practitioner renews the license online.
(2) Compile the information collected under this section into an annual report. The report may not contain any personal identifying information and the report must be compliant with the federal Health Insurance Portability and Accountability Act (HIPAA).
(3) Post the annual report compiled under this subsection on the agency's Internet web site.
(4) Submit the annual report compiled under this subsection

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to the following:

(A) The office of Medicaid policy and planning.
(B) The department of workforce development.
(C) The commission on improving the status of children in Indiana (IC 2-5-36).
(D) The legislative council in an electronic format under IC 5-14-6.
COMMITTEE REPORT

Madam President: The Senate Committee on Health and Provider Services, to which was referred Senate Bill No. 223, has had the same under consideration and begs leave to report the same back to the Senate with the recommendation that said bill be AMENDED as follows:

Page 1, line 3, after "of" insert "the following boards:

1. The medical licensing board of Indiana.
2. The Indiana state board of nursing.
3. The state board of dentistry.
4. The behavioral health and human services licensing board.
5. The state psychology board.
6. The Indiana board of pharmacy."

Page 1, delete lines 4 through 16, begin a new paragraph and insert:

"(b) As used in this section, "license" means:

1. an unlimited license, certificate, or registration;
2. a limited or probationary license, certificate, or registration;
3. a temporary license, certificate, registration, or permit;
4. an intern permit; or
5. a provisional license;

issued by the board regulating the profession in question.

(c) As used in this section, "practitioner" means an individual who holds a license under any of the following:

1. IC 25-14-1.
2. IC 25-22.5-5.
3. IC 25-23.
4. IC 25-23.6.
6. IC 25-27.5.
7. IC 25-33."

Page 2, line 4, delete "Each location" and insert "As specified by the Indiana professional licensing agency, each location or address".

Page 2, line 4, delete "worked." and insert "currently works."

Page 2, line 5, delete "scope of practice." and insert "practice specialty."

Page 2, delete lines 6 through 8, begin a new line block indented and insert:

"(3) The average number of hours that the practitioner currently works per week."

Page 2, line 9, delete "(5)" and insert "(4)".

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Page 2, between lines 10 and 11, begin a new line block indented and insert:

"(5) The practitioner's setting type.
(6) The state or country where the practitioner completed training required for the practitioner's license.
(7) Whether the practitioner uses telemedicine to provide services."

Page 2, between lines 26 and 27, begin a new line double block indented and insert:

"(C) The commission on improving the status of children in Indiana (IC 2-5-36)."

Page 2, line 27, delete "(C)" and insert "(D)".

and when so amended that said bill do pass.

(Reference is to SB 223 as introduced.)

CHARBONNEAU, Chairperson

Committee Vote: Yeas 10, Nays 2.

SENATE MOTION

Madam President: I move that Senate Bill 223 be amended to read as follows:

Page 2, line 11, delete "Beginning" and insert "To allow for programmatic and policy recommendations to improve workforce performance, address identified workforce shortages, and retain practitioners, beginning"

Page 2, delete lines 15 through 27, begin a new line block indented and insert:

"(1) The practitioner's specialty or field of practice.
(2) The following concerning the practitioner's current practice:
   (A) The location or address.
   (B) The setting type.
   (C) The average hours worked weekly.
   (D) The health care services provided.
(3) The practitioner's education background and training.
(4) For a practitioner that is a prescriber (as defined in

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IC 25-1-9.5-4), whether the practitioner delivers health care services through telemedicine (as defined in IC 25-1-9.5-6)."

(Reference is to SB 223 as printed January 26, 2018.)

SENATE MOTION

Madam President: I move that Senate Bill 223 be amended to read as follows:

Page 2, line 12, after "renewing" insert "online".
Page 2, line 32, delete "(d)." and insert "(d) if the practitioner renews the license online.".

(Reference is to SB 223 as printed January 26, 2018.)