



PREVAILED	Roll Call No. _____
FAILED	Ayes _____
WITHDRAWN	Noes _____
RULED OUT OF ORDER	

HOUSE MOTION _____

MR. SPEAKER:

I move that House Bill 1001(ss) be amended to read as follows:

- 1 Page 29, between lines 16 and 17, begin a new paragraph and insert:
- 2 "SECTION 10. IC 16-18-2-37.5, AS AMENDED BY P.L.3-2008,
- 3 SECTION 103, IS AMENDED TO READ AS FOLLOWS
- 4 [EFFECTIVE UPON PASSAGE]: **Sec. 37.5. (a) "Board", for**
- 5 **purposes of IC 16-20-10, has the meaning set forth in**
- 6 **IC 16-20-10-1.**
- 7 ~~(a)~~ **(b)** "Board", for purposes of IC 16-22-8, has the meaning set
- 8 forth in IC 16-22-8-2.1.
- 9 ~~(b)~~ **(c)** "Board", for purposes of IC 16-41-42.2, has the meaning set
- 10 forth in IC 16-41-42.2-1.
- 11 SECTION 11. IC 16-18-2-176.6 IS ADDED TO THE INDIANA
- 12 CODE AS A **NEW** SECTION TO READ AS FOLLOWS
- 13 [EFFECTIVE UPON PASSAGE]: **Sec. 176.6. "Hormonal birth**
- 14 **control", for purposes of IC 16-20-10, has the meaning set forth in**
- 15 **IC 16-20-10-2.**
- 16 SECTION 12. IC 16-20-1-8 IS AMENDED TO READ AS
- 17 FOLLOWS [EFFECTIVE UPON PASSAGE]: Sec. 8. (a) The board of
- 18 each local health department may enter into ~~contract~~ **contracts** with the
- 19 state department, other local boards of health, other units of
- 20 government, a private individual, or a corporation for the provision of
- 21 health services within the board's jurisdiction.

1 **(b) The board of a local health department subject to IC 16-20-2**
 2 **or IC 16-20-3 shall enter into contracts with:**

3 **(1) one (1) or more:**

4 **(A) primary care health care professionals; or**

5 **(B) health care professionals specializing in maternal**
 6 **health; and**

7 **(2) one (1) or more suppliers of hormonal birth control**
 8 **products;**

9 **to the extent necessary to provide access to hormonal birth control**
 10 **as required by IC 16-20-10.**

11 **(c) The private contracts entered into under this section are**
 12 **subject to approval of the county executive or city executive.**

13 ~~(b)~~ **(d) A local board of health, a county executive, or a city fiscal**
 14 **body may contract with or purchase from any individual, organization,**
 15 **limited liability company, partnership, or corporation planning services**
 16 **considered essential to the development of an effective community**
 17 **health program.**

18 SECTION 13. IC 16-20-10 IS ADDED TO THE INDIANA CODE
 19 AS A NEW CHAPTER TO READ AS FOLLOWS [EFFECTIVE
 20 UPON PASSAGE]:

21 **Chapter 10. Access to Hormonal Birth Control**

22 **Sec. 1. As used in this chapter, "board" refers to the following:**

23 **(1) The local board of health that manages a local health**
 24 **department established under IC 16-20-2.**

25 **(2) A multiple county board of health that manages a multiple**
 26 **county health department established under IC 16-20-3.**

27 **(3) The board of a municipal corporation created under**
 28 **IC 16-22-8.**

29 **Sec. 2. As used in this chapter, "hormonal birth control" means:**

30 **(1) a pill;**

31 **(2) a transdermal patch;**

32 **(3) an injection; or**

33 **(4) a vaginal ring;**

34 **that contains one (1) hormone or a combination of hormones and**
 35 **is approved by the federal Food and Drug Administration for the**
 36 **prevention of pregnancy.**

37 **Sec. 3. (a) A board shall do the following:**

38 **(1) At each office or facility at which the department or**
 39 **municipal corporation managed by the board provides**
 40 **services to the public, make hormonal birth control available**
 41 **to residents of Indiana who:**

42 **(A) are at least eighteen (18) years of age; or**

43 **(B) are less than eighteen (18) years of age but have the**
 44 **consent of a parent or legal guardian to obtain hormonal**
 45 **birth control.**

46 **(2) Make available one (1) or more:**

47 **(A) primary care health care professionals; or**

- 1 **(B) health care professionals specializing in maternal**
 2 **health;**
 3 **to prescribe hormonal birth control for Indiana residents**
 4 **described in subdivision (1). A health care professional made**
 5 **available to prescribe hormonal birth control under this**
 6 **subdivision may be the licensed physician who is appointed by**
 7 **the board as health officer under IC 16-20-2-16 or another**
 8 **health care professional who is authorized to prescribe**
 9 **hormonal birth control and is employed by or enters into a**
 10 **service contract with the board.**
- 11 **(3) Provide hormonal birth control prescribed under**
 12 **subdivision (2) to Indiana residents described in subdivision**
 13 **(1) on the following basis:**
- 14 **(A) Individuals who have health insurance or health plan**
 15 **coverage that provides birth control or reimbursement of**
 16 **part or all of the cost of obtaining birth control may use**
 17 **their coverage to obtain the hormonal birth control.**
- 18 **(B) An individual who:**
- 19 **(i) does not have health insurance or health plan**
 20 **coverage described in clause (A); or**
 21 **(ii) declines to use or does not voluntarily disclose that**
 22 **the individual has health insurance or health plan**
 23 **coverage described in clause (A);**
 24 **shall be provided hormonal birth control at a cost to the**
 25 **individual determined under clause (C).**
- 26 **(C) The cost to an individual obtaining hormonal birth**
 27 **control shall be maintained at such a level as to be**
 28 **affordable even by individuals of low income. However, if**
 29 **an individual indicates that the individual is unable to pay**
 30 **for the hormonal birth control, the hormonal birth control**
 31 **shall be provided to the individual free of charge.**
- 32 **(b) An individual entitled to family planning services and**
 33 **supplies through the Medicaid program under IC 12-15-5-1(17)**
 34 **may obtain hormonal birth control through the Medicaid program**
 35 **under this section. However, the access to hormonal birth control**
 36 **provided by a board under this chapter shall not be limited to**
 37 **individuals entitled to family planning services and supplies**
 38 **through the Medicaid program.**
- 39 **Sec. 4. The state department may adopt rules under IC 4-22-2**
 40 **to implement this chapter.**
- 41 **SECTION 14. IC 16-22-8-7.2 IS ADDED TO THE INDIANA**
 42 **CODE AS A NEW SECTION TO READ AS FOLLOWS**
 43 **[EFFECTIVE UPON PASSAGE]: Sec. 7.2. The board shall enter**
 44 **into contracts with:**
- 45 **(1) one (1) or more:**
- 46 **(A) primary care health care professionals; or**
 47 **(B) health care professionals specializing in maternal**

1 **health; and**
 2 **(2) one (1) or more suppliers of hormonal birth control**
 3 **products;**
 4 **to the extent necessary to provide access to hormonal birth control**
 5 **as required by IC 16-20-10.**

6 SECTION 15. IC 16-46-10-2.5 IS ADDED TO THE INDIANA
 7 CODE AS A NEW SECTION TO READ AS FOLLOWS
 8 [EFFECTIVE UPON PASSAGE]: **Sec. 2.5. (a) As used in this section,**
 9 **"board" refers to the following:**

10 **(1) The local board of health that manages a local health**
 11 **department established under IC 16-20-2.**

12 **(2) The board that manages a multiple county health**
 13 **department established under IC 16-20-3.**

14 **(3) The board of a municipal corporation created under**
 15 **IC 16-22-8.**

16 **(b) The state department shall provide funding each year from**
 17 **the local health maintenance fund to the boards to enable the**
 18 **boards to discharge their duty under IC 16-20-10 to provide**
 19 **Indiana residents with access to hormonal birth control.**

20 **(c) The total amount of funding provided under this section**
 21 **must be apportioned among the boards so that the amount received**
 22 **by each board is proportional to the share of all women of**
 23 **child-bearing age residing in Indiana who reside in the area over**
 24 **which the board has jurisdiction.**

25 **(d) Money granted to a board from the local health maintenance**
 26 **fund under this section may not be used for any purpose other than**
 27 **the purposes set forth in IC 16-20-10.**

28 SECTION 16. IC 16-46-10-3 IS AMENDED TO READ AS
 29 FOLLOWS [EFFECTIVE UPON PASSAGE]: **Sec. 3. (a) Funding**
 30 **provided a local board of health under section 2 of this chapter may be**
 31 **used by the local board to provide any of the following services:**

32 **(1) Animal and vector control.**

33 **(2) Communicable disease control, including immunizations.**

34 **(3) Food sanitation.**

35 **(4) Environmental health.**

36 **(5) Health education.**

37 **(6) Laboratory services.**

38 **(7) Maternal and child health services, including prenatal clinics**
 39 **and well-child clinics.**

40 **(8) Nutrition services.**

41 **(9) Public health nursing, including home nursing visitation and**
 42 **vision and hearing screening.**

43 **(10) Vital records.**

44 **(b) Money granted a local board of health from the local health**

- 1 maintenance fund **under section 2 of this chapter** may not be used for
- 2 any purpose other than for the services listed in this section."
- 3 Renumber all SECTIONS consecutively.
(Reference is to HB 1001(ss) as printed July 26, 2022.)

Representative Vermilion