



February 16, 2016

ENGROSSED HOUSE BILL No. 1012

DIGEST OF HB 1012 (Updated February 15, 2016 11:17 am - DI 104)

Citations Affected: IC 16-18; IC 16-32.

Synopsis: Developmental disability identification card. Requires the state department of health (department), upon request, to issue an identification card indicating that an individual has been medically diagnosed with a developmental disability. Allows the department to charge a fee for the identification card. Provides that the information collected by the department is confidential.

Effective: July 1, 2016.

Koch, Brown C, Kirchhofer, Pierce

(SENATE SPONSORS — BECKER, MILLER PATRICIA)

January 5, 2016, read first time and referred to Committee on Public Health.

January 12, 2016, amended, reported — Do Pass.

January 14, 2016, read second time, ordered engrossed. Engrossed.

January 19, 2016, read third time, passed. Yeas 93, nays 0.

SENATE ACTION

February 3, 2016, read first time and referred to Committee on Family & Children Services.

February 15, 2016, amended, reported favorably — Do Pass.

EH 1012—LS 6040/DI 77



February 16, 2016

Second Regular Session of the 119th General Assembly (2016)

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 2015 Regular Session of the General Assembly.

ENGROSSED HOUSE BILL No. 1012

A BILL FOR AN ACT to amend the Indiana Code concerning health.

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

1 SECTION 1. IC 16-18-2-30.2 IS ADDED TO THE INDIANA
2 CODE AS A **NEW** SECTION TO READ AS FOLLOWS
3 [EFFECTIVE JULY 1, 2016]: **Sec. 30.2. "Autism spectrum**
4 **disorder", for purposes of IC 16-32-4, has the meaning set forth in**
5 **IC 16-32-4-1.**

6 SECTION 2. IC 16-32-4 IS ADDED TO THE INDIANA CODE AS
7 A **NEW** CHAPTER TO READ AS FOLLOWS [EFFECTIVE JULY
8 1, 2016]:

9 **Chapter 4. Developmental Disability Identification Card**
10 **Sec. 1. As used in this chapter, "autism spectrum disorder" has**
11 **the meaning set forth in the most recent edition of the American**
12 **Psychiatric Association's Diagnostic and Statistical Manual of**
13 **Mental Disorders.**

14 **Sec. 2. As used in this chapter, "developmental disability" has**
15 **the meaning set forth in IC 12-7-2-61.**

16 **Sec. 3. (a) Upon the request of:**
17 **(1) an individual who has been medically diagnosed with a**

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1 developmental disability, including autism spectrum disorder;
2 (2) the parent or guardian acting on behalf of an individual
3 who is described in subdivision (1) and is a minor; or
4 (3) the parent or guardian acting on behalf of an individual
5 who is described in subdivision (1) and is an incapacitated
6 person (as defined in IC 29-3-1-7.5);
7 the department shall issue an identification card indicating that the
8 individual has been medically diagnosed with a developmental
9 disability.
10 (b) The:
11 (1) identification card issued under this chapter; and
12 (2) individual's driver's license (as defined in IC 9-28-2-4) or
13 identification card (as defined in IC 9-13-2-74.5);
14 may be presented to a law enforcement officer, as necessary.
15 (c) The department shall adopt rules concerning the information
16 that must be submitted to obtain an identification card under
17 subsection (a).
18 Sec. 4. The department may charge a reasonable fee, as
19 determined by the department, for an identification card issued
20 under this chapter.
21 Sec. 5. Information collected under this section is confidential
22 and is exempt from disclosure.



COMMITTEE REPORT

Mr. Speaker: Your Committee on Public Health, to which was referred House Bill 1012, has had the same under consideration and begs leave to report the same back to the House with the recommendation that said bill be amended as follows:

Page 1, line 9, delete "Autism Spectrum Disorder Certification" and insert "**Developmental Disability Identification**".

Page 1, between lines 13 and 14, begin a new paragraph and insert: "**Sec. 2. As used in this chapter, "developmental disability" has the meaning set forth in IC 12-7-2-61.**".

Page 1, line 14, delete "2." and insert "3."

Page 1, line 15, after "with" insert "**a developmental disability, including**".

Page 2, line 5, delete "a certification" and insert "**an identification**".

Page 2, line 6, delete "autism spectrum" and insert "**a developmental disability.**".

Page 2, delete line 7.

Page 2, line 9, delete "certification" and insert "**identification**".

Page 2, line 14, delete "a certification" and insert "**an identification**".

Page 2, line 16, delete "3." and insert "4."

Page 2, line 17, delete "a certification" and insert "**an identification**".

Page 2, after line 18, begin a new paragraph and insert:

"Sec. 5. Information collected under this section is confidential and may not be:

(1) disclosed; or

(2) subject to a search warrant, subpoena, court order, or any discovery proceedings."

and when so amended that said bill do pass.

(Reference is to HB 1012 as introduced.)

KIRCHHOFER

Committee Vote: yeas 12, nays 0.



COMMITTEE REPORT

Madam President: The Senate Committee on Family and Children Services, to which was referred House Bill No. 1012, 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 2, line 22, delete "may not be:" and insert "**is exempt from disclosure.**".

Page 2, delete lines 23 through 25.

and when so amended that said bill do pass.

(Reference is to HB 1012 as printed January 12, 2016.)

GROOMS, Chairperson

Committee Vote: Yeas 7, Nays 0.

