

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.

HOUSE ENROLLED ACT No. 1347

AN ACT to amend the Indiana Code concerning human services.

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

SECTION 1. IC 12-7-2-3.1 IS ADDED TO THE INDIANA CODE AS A **NEW SECTION TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2016]: Sec. 3.1. "Advanced practice nurse", for purposes of IC 12-15-5-14, has the meaning set forth in IC 12-15-5-14(a).**

SECTION 2. IC 12-7-2-35, AS AMENDED BY P.L.53-2014, SECTION 97, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2016]: Sec. 35. "Committee" means the following:

- (1) For purposes of IC 12-15-33, the meaning set forth in IC 12-15-33-1.
- (2) For purposes of IC 12-17.2-3.6, the meaning set forth in IC 12-17.2-3.6-1.
- (3) For purposes of IC 12-21-4.5, the meaning set forth in IC 12-21-4.5-1.**

SECTION 3. IC 12-7-2-134, AS AMENDED BY P.L.160-2012, SECTION 11, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2016]: Sec. 134. "Office" means the following:

- (1) Except as provided in subdivisions (2) through ~~(4)~~; **(7)**, the office of Medicaid policy and planning established by IC 12-8-6.5-1.
- (2) For purposes of IC 12-10-13, the meaning set forth in IC 12-10-13-4.
- (3) For purposes of IC 12-15-5-14, the meaning set forth in**

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IC 12-15-5-14(b).

(4) For purposes of IC 12-15-5-15, the meaning set forth in IC 12-15-5-15(b).

(5) For purposes of IC 12-15-5-16, the meaning set forth in IC 12-15-5-16(b).

(6) For purposes of IC 12-15-13, the meaning set forth in IC 12-15-13-0.4.

(7) For purposes of IC 12-17.6, the meaning set forth in IC 12-17.6-1-4.

SECTION 4. IC 12-15-5-14 IS ADDED TO THE INDIANA CODE AS A NEW SECTION TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2016]: Sec. 14. (a) As used in this section, "advanced practice nurse" means:

- (1) a nurse practitioner; or**
- (2) a clinical nurse specialist;**

who is a registered nurse licensed under IC 25-23 and qualified to practice nursing in a specialty role based upon the additional knowledge and skill gained through a formal organized program of study and clinical experience, or the equivalent as determined by the Indiana state board of nursing.

(b) As used in this section, "office" includes the following:

- (1) The office of the secretary of family and social services.**
- (2) A managed care organization that has contracted with the office of Medicaid policy and planning under this article.**
- (3) A person that has contracted with a managed care organization described in subdivision (2).**

(c) The office shall reimburse eligible Medicaid claims for the following services provided by an advanced practice nurse employed by a community mental health center if the services are part of the advanced practice nurse's scope of practice:

- (1) Mental health services.**
- (2) Behavioral health services.**
- (3) Substance use treatment.**
- (4) Primary care services.**
- (5) Evaluation and management services for inpatient or outpatient psychiatric treatment.**
- (6) Prescription drugs.**

(d) The office shall include an advanced practice nurse as an eligible provider for the supervision of a plan of treatment for a patient's outpatient mental health or substance abuse treatment services, if the supervision is in the advanced practice nurse's scope of practice, education, and training.



(e) This section:

- (1) may not be construed to expand an advanced practice nurse's scope of practice; and**
- (2) is subject to IC 25-23-1-19.4(c) and applies only if the service is included in the advance practice nurse's practice agreement with a collaborating physician.**

SECTION 5. IC 12-15-5-15 IS ADDED TO THE INDIANA CODE AS A NEW SECTION TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2016]: **Sec. 15. (a) This section is effective upon approval by the federal government of the office's Medicaid state plan amendment to implement the requirements of this section. The office shall submit the Medicaid state plan amendment not later than December 1, 2016.**

(b) As used in this section, "office" includes the following:

- (1) The office of the secretary of family and social services.**
- (2) A managed care organization that has contracted with the office of Medicaid policy and planning under this article.**
- (3) A person that has contracted with a managed care organization described in subdivision (2).**

(c) The office shall authorize Medicaid reimbursement for eligible Medicaid services provided by a student who:

- (1) is currently enrolled in a graduate or postgraduate degree level:**
 - (A) medical;**
 - (B) nursing;**
 - (C) mental health;**
 - (D) behavioral health; or**
 - (E) addiction treatment;**

accredited college or university program;

- (2) has been approved by the college or university to work as an intern or practicum student at a community mental health center under the direct supervision of a licensed professional who holds a master's degree or doctoral level degree related to the area of study; and**
- (3) the services being provided by the student are within the scope of practice of the supervising practitioner.**

(d) Medicaid claims for eligible Medicaid services provided under this section must be submitted by the supervising practitioner. Only one (1) Medicaid claim may be submitted per episode of care.

(e) A community mental health center that allows intern and practicum students to provide services under this section shall have



a policy and procedure for the intern and practicum students to receive supervision and a method for documenting the supervision provided.

SECTION 6. IC 12-15-5-16 IS ADDED TO THE INDIANA CODE AS A NEW SECTION TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2016]: **Sec. 16. (a) This section is effective upon approval by the federal government of the office's Medicaid state plan amendment to implement the requirements of this section. The office shall submit the Medicaid state plan amendment not later than December 1, 2016.**

(b) As used in this section, "office" includes the following:

- (1) The office of the secretary of family and social services.**
- (2) A managed care organization that has contracted with the office of Medicaid policy and planning under this article.**
- (3) A person that has contracted with a managed care organization described in subdivision (2).**

(c) The office shall reimburse a clinical addiction counselor licensed under IC 25-23.6 for an eligible Medicaid behavioral health or addictions service that is within the counselor's scope of practice if the clinical addiction counselor is under the clinical supervision of a physician or health service provider in psychology.

SECTION 7. IC 27-19-4-4.5 IS ADDED TO THE INDIANA CODE AS A NEW SECTION TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2016]: **Sec. 4.5. (a) The department shall, in consultation with the office of the secretary of family and social services, review, study, and make recommendations concerning the current capacity, training, adequacy, and barriers to navigators who provide assistance to individuals in applying for and obtaining public health insurance program coverage.**

(b) Before September 30, 2016, the department shall report, in writing and in an electronic format under IC 5-14-6, the department's findings under this section to the interim study committee on public health, behavioral health, and human services established by IC 2-5-1.3-4.

(c) This section expires December 31, 2016.



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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