

HOUSE BILL No. 1382

DIGEST OF INTRODUCED BILL

Citations Affected: IC 16-50-1.

Synopsis: Maternal mortality and health care costs. Adds to the maternal mortality review committee the responsibility of reviewing health care costs related to maternal mortality by reviewing billing statements.

Effective: July 1, 2019.

Fleming

January 14, 2019, read first time and referred to Committee on Public Health.



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 BILL No. 1382

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 16-50-1-3, AS ADDED BY P.L.48-2018,
2 SECTION 3, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
3 JULY 1, 2019]: Sec. 3. (a) The state department shall establish a
4 statewide maternal mortality review committee to:
5 (1) review cases of maternal morbidity and maternal mortality;
6 (2) determine factors contributing to maternal morbidity and
7 maternal mortality;
8 **(3) review the health care costs related to maternal mortality;**
9 ~~(3)~~ **(4)** identify public health and clinical interventions to improve
10 systems of care and enhance coordination; and
11 ~~(4)~~ **(5)** develop strategies for the prevention of maternal morbidity
12 and maternal mortality;
13 in Indiana.
14 (b) The statewide mortality review committee:
15 (1) shall review cases of maternal mortality; and
16 (2) may review cases of maternal morbidity.
17 SECTION 2. IC 16-50-1-7, AS ADDED BY P.L.48-2018,



1 SECTION 3, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
2 JULY 1, 2019]: Sec. 7. (a) The statewide maternal mortality review
3 committee shall review all cases of maternal mortality reported to the
4 statewide maternal mortality review committee.

5 (b) The statewide maternal mortality review committee may do any
6 of the following concerning each maternal mortality case reported to
7 the statewide maternal mortality review committee:

8 (1) Review medical records, **billing statements**, and other
9 relevant data as set forth in section 8(a) of this chapter.

10 (2) Contact family members and other affected or involved
11 persons to collect data.

12 (3) Consult with relevant experts to evaluate the records, **billing**
13 **statements**, and data described in subdivisions (1) and (2).

14 (4) Make determinations regarding the factors contributing to
15 maternal morbidities and maternal mortalities and the
16 preventability of maternal morbidities and maternal mortalities.

17 (5) Identify, if applicable, public health and clinical health
18 interventions to improve systems of care and enhance
19 coordination.

20 (6) Develop recommendations for the prevention of maternal
21 morbidities and maternal mortalities.

22 (7) Disseminate findings and recommendations as required under
23 this chapter.

24 (c) The statewide maternal mortality review committee's findings for
25 each case must be maintained in a data collection form developed by
26 the statewide maternal mortality review coordinator under
27 IC 16-50-2-2.

28 SECTION 3. IC 16-50-1-8, AS ADDED BY P.L.48-2018,
29 SECTION 3, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
30 JULY 1, 2019]: Sec. 8. (a) In conducting a review under this chapter,
31 the statewide maternal mortality review committee shall review all
32 applicable records and information related to the death, including the
33 following:

34 (1) Records held by the local or state health departments,
35 including the death certificate.

36 (2) Medical records **and billing statements** submitted by the
37 health care provider or health care facility.

38 (3) Law enforcement records.

39 (4) Coroner records, including an autopsy report.

40 (5) Mental health records.

41 (6) Emergency medical services reports.

42 (7) Subject to IC 31-33-18-2, records held by the department of



- 1 child services.
2 (8) To the extent allowable under state and federal law, other
3 records held by the state department.
- 4 (b) The following shall provide to the statewide maternal mortality
5 review committee, in good faith, access to records concerning a case
6 under review under this chapter:
- 7 (1) A health care provider.
 - 8 (2) A health care facility.
 - 9 (3) An individual.
 - 10 (4) An entity.
- 11 (c) A person described in subsection (b) that provides access to
12 records in good faith under this section is not subject to liability in:
- 13 (1) a civil;
 - 14 (2) an administrative;
 - 15 (3) a disciplinary; or
 - 16 (4) a criminal;
- 17 action that might otherwise be imposed as a result of the disclosure.
- 18 (d) Except as otherwise provided under this chapter, information
19 and records acquired and interviews conducted by the statewide
20 maternal mortality review committee in the exercise of the committee's
21 duties under this chapter are confidential and exempted from
22 disclosure.
- 23 (e) Records, information, documents, and reports acquired or
24 produced by the statewide maternal mortality review committee are
25 not:
- 26 (1) subject to subpoena or discovery; or
 - 27 (2) admissible as evidence;
- 28 in any judicial or administrative proceeding. Information that is
29 otherwise discoverable or admissible from original sources is not
30 immune from discovery or use in any proceeding merely because the
31 information was presented during proceedings before the statewide
32 maternal mortality review committee.
- 33 (f) The statewide maternal mortality review committee members
34 and individuals who attend a statewide maternal mortality review
35 committee meeting at the invitation of the chairperson shall maintain
36 the confidentiality of records and information discussed and
37 disseminated during the statewide maternal mortality review committee
38 meeting.

