

First Regular Session of the 120th General Assembly (2017)

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 2016 Regular Session of the General Assembly.

HOUSE ENROLLED ACT No. 1541

AN ACT to amend the Indiana Code concerning Medicaid.

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

SECTION 1. IC 12-7-2-1.4 IS ADDED TO THE INDIANA CODE AS A **NEW** SECTION TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2017]: **Sec. 1.4. "Addiction treatment team", for purposes of IC 12-23-19.5, has the meaning set forth in IC 12-23-19.5-1.**

SECTION 2. IC 12-7-2-128.7, AS ADDED BY SEA 243-2017, SECTION 1, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2017]: **Sec. 128.7. "Medication assisted treatment" means evidence based addiction treatment that, to the extent needed by the patient, includes the following:**

- (1) A treatment plan that encompasses comprehensive therapy with detoxification, psychosocial support, and counseling.
- (2) Access to federal Food and Drug Administration approved medications and devices that are used for the prevention of relapse and treatment of **the following:**
 - (A) Opioid dependence and with the treatment goal of opioid abstinence **or the use of the lowest appropriate dose.**
 - (B) Alcohol dependence.

SECTION 3. IC 12-23-19-3, AS ADDED BY P.L.209-2015, SECTION 16, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2017]: **Sec. 3. Except as provided in IC 12-23-19.5, mental health and addiction forensic treatment services may be administered or coordinated only by a provider certified or licensed by the division**

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of mental health and addiction.

SECTION 4. IC 12-23-19.5 IS ADDED TO THE INDIANA CODE AS A NEW CHAPTER TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2017]:

Chapter 19.5. Addiction Treatment Teams

Sec. 1. As used in this chapter, "addiction treatment team" means a group of providers consisting of at least:

- (1) either:**
 - (A) an advanced practice nurse licensed under IC 25-23 with prescriptive authority to prescribe a legend drug; or**
 - (B) a physician assistant licensed under IC 25-27.5;**
- (2) either:**
 - (A) a psychologist licensed under IC 25-33;**
 - (B) a licensed clinical addiction counselor licensed under IC 25-23.6-10.5; or**
 - (C) another master's level licensed therapist certified by the division; and**
- (3) a recovery coach certified by a credentialing body endorsed by the division;**

that provides comprehensive treatment for addiction and substance use disorders in a manner that moves a patient with an addiction or substance use disorder to abstinence or the lowest appropriate maintenance dose and provides, in consultation with the department of workforce development, educational services and vocational training that lead to employment.

Sec. 2. An addiction treatment team shall provide addiction treatment services with a goal of patient abstinence. An addiction treatment team shall provide the following services, when appropriate:

- (1) Addiction counseling.**
- (2) Detoxification.**
- (3) Medication assisted treatment, including a long acting, nonaddictive medication that:**
 - (A) has been approved by the federal Food and Drug Administration; and**
 - (B) is used for the treatment of opioid or alcohol dependence.**

Sec. 3. When considered necessary, an addiction treatment team shall enter into a memorandum of understanding with the following:

- (1) A pharmacy licensed under IC 25-26, for purposes of accessing medication assisted treatment drugs.**



(2) A mental health provider that treats patients with substance use disorders, for the purpose of providing comprehensive treatment for a patient.

Sec. 4. (a) The division shall reimburse for the use of addiction treatment teams from mental health and addiction forensic treatment services grants under IC 12-23-19 for those entities that have been approved by a community corrections advisory board (IC 11-12-2-2).

(b) The division shall develop a reimbursement system for addiction treatment teams that is sufficient to encourage the development and use of addiction treatment teams.

(c) The division may use private grants, gifts, and donations to provide additional incentive payments to addiction treatment teams for providing services in high risk areas with a substance abuse epidemic.

Sec. 5. An addiction treatment team may supplement treatment infrastructure shortages by providing services in a mobile unit or temporary location, including in the following locations:

- (1) Geographically high risk areas for substance use disorders.
- (2) Medically underserved areas.
- (3) Areas with a high incidence of neonatal abstinence syndrome.
- (4) Areas with high forensic treatment services needs under IC 12-23-19.

SECTION 5. IC 16-18-2-224.1 IS ADDED TO THE INDIANA CODE AS A NEW SECTION TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2017]: **Sec. 224.1. "Medication assisted treatment" has the meaning set forth in IC 12-7-2-128.7.**

SECTION 6. IC 33-23-1-8.5 IS ADDED TO THE INDIANA CODE AS A NEW SECTION TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2017]: **Sec. 8.5. "Medication assisted treatment" has the meaning set forth in IC 12-7-2-128.7.**

SECTION 7. IC 35-31.5-2-196.5 IS ADDED TO THE INDIANA CODE AS A NEW SECTION TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2017]: **Sec. 196.5. "Medication assisted treatment" has the meaning set forth in IC 12-7-2-128.7.**



Speaker of the House of Representatives

President of the Senate

President Pro Tempore

Governor of the State of Indiana

Date: _____ Time: _____

