



January 26, 2021

SENATE BILL No. 114

DIGEST OF SB 114 (Updated January 25, 2021 4:27 pm - DI 140)

Citations Affected: IC 12-7; IC 12-15.

Synopsis: Medicaid reimbursement for children's hospitals. Requires the office of the secretary of family and social services to reimburse a children's hospital located in a state bordering Indiana for covered Medicaid services provided to a qualifying Medicaid child recipient at the same reimbursement rate at which the office reimburses a children's hospital located in Indiana.

Effective: July 1, 2021.

Mrvan

January 4, 2021, read first time and referred to Committee on Rules and Legislative Procedure.
January 25, 2021, amended; reassigned to Committee on Health and Provider Services.

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January 26, 2021

First Regular Session of the 122nd General Assembly (2021)

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 2020 Regular Session of the General Assembly.

SENATE BILL No. 114

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

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

- 1 SECTION 1. IC 12-7-2-32.5 IS ADDED TO THE INDIANA CODE
2 AS A **NEW** SECTION TO READ AS FOLLOWS [EFFECTIVE JULY
3 1, 2021]: **Sec. 32.5. "Children's hospital", for purposes of**
4 **IC 12-15-15.5, has the meaning set forth in IC 12-15-15.5-1.**
5 SECTION 2. IC 12-15-15.5 IS ADDED TO THE INDIANA CODE
6 AS A **NEW** CHAPTER TO READ AS FOLLOWS [EFFECTIVE
7 JULY 1, 2021]:
8 **Chapter 15.5. Out-of-State Children's Hospital Pilot Program**
9 **Sec. 1. As used in this chapter, "children's hospital" means a**
10 **freestanding general acute care hospital that:**
11 **(1) is a level I trauma center or a level IV neonatal care unit,**
12 **or both; and**
13 **(2) is either:**
14 **(A) designated by the Medicare program as a children's**
15 **hospital; or**
16 **(B) furnishes services to inpatients who are predominantly**
17 **individuals less than eighteen (18) years of age, as**

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- 1 determined using the same criteria used by the Medicare
2 program to determine whether a hospital's services are
3 furnished to inpatients who are predominantly individuals
4 less than eighteen (18) years of age.
- 5 **Sec. 2.** This chapter applies to inpatient Medicaid services and
6 outpatient Medicaid services provided at a children's hospital
7 located in a state bordering Indiana.
- 8 **Sec. 3. (a)** The office shall reimburse a children's hospital at a
9 rate described in section 4 of this chapter if the Medicaid recipient
10 who received the covered Medicaid services is qualified as set forth
11 in subsection (b).
- 12 **(b)** A Medicaid recipient is qualified for purposes of this chapter
13 if the following criteria are met:
- 14 **(1) Either:**
- 15 **(A)** the Medicaid service is not being offered or is
16 otherwise unavailable in Indiana; or
- 17 **(B)** the recipient's provider determines that it is medically
18 necessary for the recipient to obtain the services at a
19 children's hospital located in a state bordering Indiana.
- 20 **(2)** The recipient obtained the covered Medicaid service from
21 a children's hospital located in a state bordering Indiana.
- 22 **Sec. 4.** The office shall reimburse the children's hospital for the
23 provision of the covered Medicaid service to a qualified recipient
24 at the same reimbursement rate at which the office reimburses a
25 children's hospital located in Indiana for the service.
- 26 **Sec. 5.** The office shall apply to the United States Department of
27 Health and Human Services for any state plan amendment or
28 Medicaid waiver necessary to implement and administer this
29 chapter.
- 30 **Sec. 6.** The office may adopt rules under IC 4-22-2 necessary for
31 the implementation and administration of this chapter.



COMMITTEE REPORT

Madam President: The Senate Committee on Rules and Legislative Procedure, to which was referred Senate Bill No. 114, 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:

Delete the title and insert the following:

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

Delete everything after the enacting clause and insert the following:

(SEE TEXT OF BILL)

and when so amended that said bill be reassigned to the Senate Committee on Health and Provider Services.

(Reference is to SB 114 as introduced.)

BRAY, Chairperson

