



April 5, 2019

ENGROSSED
SENATE BILL No. 276

DIGEST OF SB 276 (Updated April 3, 2019 4:46 pm - DI 133)

Citations Affected: IC 12-23.

Synopsis: Opioid treatment pilot program. Extends the opioid treatment pilot program until 2022. (Under current law the pilot program will expire in 2020.)

Effective: July 1, 2019.

Raatz, Young M, Bohacek,
Randolph Lonnie M, Koch, Sandlin
(HOUSE SPONSORS — BARRETT, BROWN T, PORTER)

January 7, 2019, read first time and referred to Committee on Corrections and Criminal Law.

January 24, 2019, amended, reported favorably — Do Pass.

January 28, 2019, read second time, ordered engrossed. Engrossed.

January 29, 2019, read third time, passed. Yeas 49, nays 0.

HOUSE ACTION

February 26, 2019, read first time and referred to Committee on Public Health.

April 4, 2019, reported — Do Pass.

ES 276—LS 6307/DI 106



April 5, 2019

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.

ENGROSSED SENATE BILL No. 276

A BILL FOR AN ACT to amend the Indiana Code concerning criminal law and procedure.

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

- 1 SECTION 1. IC 12-23-21.2-2, AS ADDED BY P.L.125-2017,
2 SECTION 1, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
3 JULY 1, 2019]: Sec. 2. (a) Subject to the approval of the Indiana
4 commission to combat drug abuse, the division of mental health and
5 addiction shall establish a ~~three~~ ⁽³⁾ year an opioid treatment pilot
6 program for opioid use disorder.
7 (b) The program shall be designed to assist participants in
8 overcoming opioid use disorder by providing inpatient, residential, and
9 outpatient opioid treatment services.
10 (c) An individual is eligible to participate in the program if the
11 individual is:
12 (1) at least eighteen (18) years of age;
13 (2) not being charged with a felony or misdemeanor; and
14 (3) incapacitated by opioid use disorder as demonstrated by the
15 fact that the individual is at serious risk of injury or death due to
16 abuse of opioids.
17 (d) The division shall establish the program in the following

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- 1 counties:
- 2 (1) Tippecanoe County.
- 3 (2) Marion County.
- 4 (3) Wayne County.
- 5 (e) A county may use:
- 6 (1) outpatient commitment proceedings under IC 12-26-14; and
- 7 (2) commitment proceedings under IC 12-26;
- 8 in appropriate cases if a person meets the requirements of the statute.
- 9 SECTION 2. IC 12-23-21.2-5, AS ADDED BY P.L.125-2017,
- 10 SECTION 1, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
- 11 JULY 1, 2019]: Sec. 5. (a) The division shall collect data and report the
- 12 outcomes of the services provided under this chapter to the legislative
- 13 council in an electronic format under IC 5-14-6 not later than
- 14 ~~November 1, 2020~~; **November 1, 2022.**
- 15 (b) The report shall include the following:
- 16 (1) The number of patients served by the program.
- 17 (2) The average length of time spent in the program.
- 18 (3) The number and type of opioid treatment services provided by
- 19 the program.
- 20 (4) The number of patients demonstrating improvement in
- 21 functioning, as defined by the division, while receiving opioid
- 22 treatment services in the program.
- 23 (5) The number of patients who transitioned to opioid abstinence.
- 24 (6) A summary description of the most effective opioid treatment
- 25 services.
- 26 (7) The patient relapse rate after leaving the program.
- 27 (8) The number of patients arrested upon leaving the program,
- 28 and the reason for the arrest, if known.
- 29 (9) Recommendations to improve the effectiveness and efficiency
- 30 of the program.
- 31 SECTION 3. IC 12-23-21.2-6, AS ADDED BY P.L.125-2017,
- 32 SECTION 1, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
- 33 JULY 1, 2019]: Sec. 6. This chapter expires ~~December 31, 2020~~;
- 34 **December 31, 2022.**



COMMITTEE REPORT

Madam President: The Senate Committee on Corrections and Criminal Law, to which was referred Senate Bill No. 276, 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, reset in roman line 3.

Page 2, line 4, reset in roman "(3)".

Page 2, line 4, delete "(2)".

and when so amended that said bill do pass.

(Reference is to SB 276 as introduced.)

YOUNG M, Chairperson

Committee Vote: Yeas 7, Nays 0.

COMMITTEE REPORT

Mr. Speaker: Your Committee on Public Health, to which was referred Senate Bill 276, has had the same under consideration and begs leave to report the same back to the House with the recommendation that said bill do pass.

(Reference is to SB 276 as printed January 25, 2019.)

KIRCHHOFER

Committee Vote: Yeas 9, Nays 0

