

# SENATE BILL No. 298

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## DIGEST OF INTRODUCED BILL

**Citations Affected:** IC 5-10-8-25; IC 12-15-5; IC 27-8-38; IC 27-13-7-28.

**Synopsis:** Doula services. Requires a state employee health plan, a policy of accident and sickness insurance, and a health maintenance organization contract to provide coverage for services provided by a doula to a covered individual before, during, and after childbirth. Requires Medicaid reimbursement for doula services (current law allows for reimbursement). Requires the office of the secretary of family and social services to establish a separate category within Medicaid for providers of doula services for reimbursement purposes. Requires the office of the secretary to establish and maintain a doula registry.

**Effective:** July 1, 2021.

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## Breaux

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January 11, 2021, read first time and referred to Committee on Insurance and Financial Institutions.

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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. 298

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 5-10-8-25 IS ADDED TO THE INDIANA CODE
- 2 AS A **NEW** SECTION TO READ AS FOLLOWS [EFFECTIVE JULY
- 3 1, 2021]: **Sec. 25. (a) As used in this section, "covered individual"**
- 4 **means an individual who is entitled to coverage under a state**
- 5 **employee health plan.**
- 6 **(b) As used in this section, "doula" means an individual who is**
- 7 **trained and certified by a nationally recognized institution in**
- 8 **providing emotional and physical support, but not medical or**
- 9 **midwife care, to pregnant and birthing persons before, during, and**
- 10 **after childbirth.**
- 11 **(c) As used in this section, "state employee health plan" means**
- 12 **the following:**
- 13 **(1) A self-insurance program established under section 7(b) of**
- 14 **this chapter.**
- 15 **(2) A contract for prepaid health services entered into under**
- 16 **section 7(c) of this chapter.**
- 17 **(d) A state employee health plan must provide coverage for**



1 **services provided by a doula to a covered individual before, during,**  
 2 **and after childbirth.**

3 SECTION 2. IC 12-15-5-7, AS ADDED BY P.L.35-2019,  
 4 SECTION 1, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE  
 5 JULY 1, 2021]: Sec. 7. (a) Pregnancy services provided under this  
 6 article ~~may~~ **shall** include reimbursement for doula services. **The office**  
 7 **of the secretary shall establish a separate category for providers of**  
 8 **doula services for reimbursement purposes.**

9 (b) The office may apply for any state plan amendment or waiver  
 10 necessary to implement this section.

11 (c) The office may adopt rules under IC 4-22-2 to implement this  
 12 section.

13 SECTION 3. IC 12-15-5-7.5 IS ADDED TO THE INDIANA CODE  
 14 AS A **NEW** SECTION TO READ AS FOLLOWS [EFFECTIVE JULY  
 15 1, 2021]: **Sec. 7.5. The office of the secretary shall establish and**  
 16 **maintain a doula registry on the office of the secretary's Internet**  
 17 **web site. The registry must include the following information**  
 18 **concerning doulas:**

19 (1) **The name of each doula who is able to provide doula**  
 20 **Medicaid services to a Medicaid recipient.**

21 (2) **The location of where the doula provides services.**

22 (3) **The name of each Medicaid provider that employs or**  
 23 **contracts with a doula to provide doula services to the**  
 24 **Medicaid program.**

25 SECTION 4. IC 27-8-38 IS ADDED TO THE INDIANA CODE AS  
 26 A **NEW** CHAPTER TO READ AS FOLLOWS [EFFECTIVE JULY  
 27 1, 2021]:

28 **Chapter 38. Coverage for Doula Services**

29 **Sec. 1. As used in this chapter, "doula" means an individual who**  
 30 **is trained and certified by a nationally recognized institution in**  
 31 **providing emotional and physical support, but not medical or**  
 32 **midwife care, to pregnant and birthing persons before, during, and**  
 33 **after childbirth.**

34 **Sec. 2. As used in this chapter, "insured" means an individual**  
 35 **entitled to coverage under a policy of accident and sickness**  
 36 **insurance.**

37 **Sec. 3. As used in this chapter, "policy of accident and sickness**  
 38 **insurance" has the meaning set forth in IC 27-8-5-1, offered on an**  
 39 **individual or group basis.**

40 **Sec. 4. A policy of accident and sickness insurance must provide**  
 41 **coverage for services provided by a doula to an insured before,**  
 42 **during, and after childbirth.**



1 SECTION 5. IC 27-13-7-28 IS ADDED TO THE INDIANA CODE  
2 AS A NEW SECTION TO READ AS FOLLOWS [EFFECTIVE JULY  
3 1, 2021]: **Sec. 28. (a) As used in this section, "doula" means an**  
4 **individual who is trained and certified by a nationally recognized**  
5 **institution in providing emotional and physical support, but not**  
6 **medical or midwife care, to pregnant and birthing persons before,**  
7 **during, and after childbirth.**

8 (b) An individual contract and a group contract must provide  
9 coverage for services provided by a doula to an enrollee before,  
10 during, and after childbirth.

11 SECTION 6. [EFFECTIVE JULY 1, 2021] (a) IC 5-10-8-25, as  
12 added by this act, applies to a state employee health plan that is  
13 established, entered into, amended, or renewed after June 30, 2021.

14 (b) IC 27-8-38, as added by this act, applies to a policy of  
15 accident and sickness insurance that is issued, delivered, amended,  
16 or renewed after June 30, 2021.

17 (c) IC 27-13-7-28, as added by this act, applies to an individual  
18 contract or a group contract that is entered into, delivered,  
19 amended, or renewed after June 30, 2021.

20 (d) This SECTION expires July 1, 2024.

